

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF RICHMOND  
JOHN MARSHALL COURTS BUILDING

BARBARA ANNE ANDERSON,	)	CASE NO. 760CL06006790-00
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
ALFA LAVAL, INC., et al.,	)	
	)	
Defendant.	)	
	)	

DEPOSITION

OF

BARBARA ANNE ANDERSON

VOLUME I

Taken by Defendant General Electric  
Morrisville, North Carolina  
Wednesday, January 10, 2007

Reported by: Ranae McDermott, RMR, CRR



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## EXHIBITS

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1 On January 10, 2007, commencing at  
2 10:02 a.m., the deposition of BARBARA ANNE ANDERSON,  
3 was taken pursuant to the Rules of the Supreme Court of  
4 Virginia on behalf of Defendant General Electric at the  
5 Holiday Garden Inn, 1500 RDU Center Drive, Morrisville,  
6 North Carolina.

7 PROCEEDINGS

8 Whereupon, BARBARA ANNE ANDERSON, having been duly  
9 sworn, was examined and testified as follows:

10 DIRECT EXAMINATION

11 BY MR. STURM:

12 Q. Could you please state your full name for  
13 the record, please?

14 A. Barbara Anne Anderson.

15 Q. Okay. My name is David Sturm.

16 MR. STURM: Oh, for the record, the  
17 parties have stipulated that objections -- all  
18 objections, except as to the form of the question,  
19 are going to be reserved. Also, the -- we've agreed  
20 that one objection is good for all that are in  
21 attendance at the deposition.

22 Anything else, Mary?

23 MS. KEYES: No. That's -- that's  
24 fine. Thanks.

25 Q. Okay. Ms. Anderson, what's the name of the

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1 reporter to distinguish between those two. So if you  
2 could try to respond yes or no when it's appropriate,  
3 that would also be helpful.

4 A. Okay.

5 Q. Did you ever have occasion to visit your  
6 father at the shipyard?

7 A. No.

8 Q. Okay. So is it a fair statement that you  
9 never observed any work that your father performed at  
10 the shipyard?

11 A. That's correct.

12 Q. Okay. Do you -- tell me what you know  
13 about the work that your father did at the shipyard.

14 A. I recall that he was a pipe coverer and  
15 insulator. As far as the work he did, I wasn't  
16 there, so I can't tell you that. I recall him coming  
17 home from work and the condition of his clothes and  
18 things that he came home with.

19 Q. Okay. Okay. And -- and we'll -- we'll get  
20 to that in just a few minutes. But with respect to  
21 the actual work that your father did, you really  
22 don't have any knowledge of the details of that work;  
23 is that correct?

24 MS. FISHER: Objection. Form.

25 A. No.

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1 place where your father worked when you were growing  
2 up as a child?

3 A. Portsmouth Naval Shipyard --

4 Q. Okay.

5 A. -- is the location I remember. And I  
6 remember him taking the shipyard bus.

7 Q. Okay. Now, was it known to you as the  
8 Portsmouth Shipyard or was it known to you as the  
9 Norfolk Shipyard? How was it known to you?

10 A. I really don't -- don't recall that.

11 Q. Okay. And that's okay. During the course  
12 of the deposition, the lawyers here are going to be  
13 asking you questions. And there may be some  
14 questions that you don't know the answer to, and it's  
15 perfectly acceptable for you to say you don't recall  
16 or you don't remember when -- when that's the case.  
17 Okay?

18 A. Um-hum.

19 Q. Also, the court reporter is going to be  
20 taking down your testimony and she's going to respond  
21 to your verbal answers. She will not be able to take  
22 down nods of the head or any answers where you  
23 haven't responded audibly.

24 Also, if you respond uh-huh or huh-uh,  
25 those types of answers, it's difficult for the court

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1 MS. FISHER: You can answer.

2 Q. Okay. Now, Ms. Anderson in some of  
3 these -- some of these cases, folks say they --  
4 they -- they don't know how they were exposed to  
5 asbestos.

6 And my question for you is: Before you met  
7 with your attorneys in this case, what was your  
8 understanding of how you were exposed to asbestos?

9 A. I don't know how I was exposed.

10 Q. Okay. Have you ever provided a deposition  
11 testimony before, a deposition?

12 A. No.

13 Q. Okay. If -- if I ask you any questions or  
14 any of the lawyers here ask you any questions that  
15 you don't understand, will -- will you let us know?

16 A. Yes.

17 Q. So is it fair for -- is it then fair for us  
18 to assume that if you respond to a question without  
19 telling us that you didn't understand it that you  
20 did, in fact, understand the question?

21 MS. FISHER: Objection. Form, asked  
22 and answered.

23 A. Yes.

24 Q. Okay. The other thing is when -- it's sort  
25 of a deposition is a question-and-answer type of

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1 situation and we should try to avoid speaking at the  
2 same time because the court reporter, it's very  
3 difficult for her to take down two people speaking at  
4 the same time, also. Okay?

5 A. Okay.

6 Q. There may be times where your lawyers  
7 object and, certainly, you want to listen to that  
8 instruction. But unless you're instructed not to  
9 answer a question, we will expect you to answer the  
10 question that's been asked, okay?

11 A. Okay.

12 Q. And, ma'am, you understand that the oath  
13 that you took just a few minutes ago is the same oath  
14 that you would take if you were sitting in a  
15 courtroom and testifying live before a judge or jury?

16 A. I do.

17 Q. Okay. And are you under any impairment  
18 that would in any way affect your testimony here  
19 today?

20 A. No.

21 Q. Okay. So there's no medications or alcohol  
22 or anything that you can think of that would affect  
23 your ability to testify truthfully?

24 A. No.

25 Q. Okay. When did you first contact an

Page 11

1 attorney?

2 MS. FISHER: Objection. Form.  
3 You can answer.

4 Q. That's okay. You -- it's -- it's not for  
5 your lawyer to answer the questions. If you don't  
6 recall something, that's okay for you to say that as  
7 well.

8 A. I don't recall the exact date.

9 Q. Okay.

10 A. But it was certainly after I was diagnosed.

11 Q. Okay. And do you -- do you recall roughly  
12 how long it would have been after you're diagnosed?  
13 A month, two months?

14 A. I don't recall.

15 Q. And how did you go about the process of  
16 finding an attorney?

17 MS. FISHER: Objection. Form.

18 A. I researched for doctors and attorneys.

19 Q. Okay. So when you researched, did you just  
20 go on-line and do some research?

21 A. Yes. And I asked for reading material  
22 and...

23 Q. Okay. And did you find any of your  
24 attorneys -- did you -- strike that.

25 Did you find any of your medical doctors

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1 on-line when you did your research?

2 A. Yes.

3 Q. Okay. Which -- which medical doctors did  
4 you find that -- that you ultimately treated with  
5 on-line?

6 A. Dr. Harpole, the surgeon that specialized  
7 in the mesothelioma operation.

8 Q. Okay. And is Dr. Harpole, where -- where  
9 is he located?

10 A. He's at Duke.

11 Q. Okay. Any -- any of your other doctors  
12 that you found via Internet searching?

13 A. No. He was the one that I narrowed it down  
14 to.

15 Q. Okay. With respect to attorneys, prior to  
16 contacting Waters & Kraus, did you contact any  
17 attorneys?

18 A. No, I didn't.

19 Q. Okay. Ms. Anderson, what did you do to  
20 prepare for the deposition here today?

21 MS. FISHER: Objection.  
22 Attorney-client privilege.

23 Q. Other than --

24 MS. FISHER: You can --

25 Q. -- other than -- other than specifically

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1 what your attorneys talked to you about?

2 A. Just to make sure I have my facts straight.

3 Q. Okay.

4 A. And try to recollect everything that I  
5 could.

6 Q. Understood.

7 So I take it you then met with your  
8 attorneys, correct?

9 A. Yes.

10 Q. Okay. And how many times did you meet with  
11 your attorneys in preparation for the deposition  
12 today?

13 A. Two.

14 Q. Okay. And when -- when were those  
15 meetings?

16 MS. FISHER: Objection.  
17 Attorney-client privilege.

18 THE WITNESS: Is it okay? Can I  
19 answer?

20 MS. FISHER: (Counsel moves head up  
21 and down.)

22 A. Okay. Day before yesterday and  
23 yesterday --

24 Q. Okay.

25 A. -- for a short period of time.

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1 Q. Okay. And how long did you meet with them  
2 during the first meeting?  
3 A. Probably an hour-and-a-half.  
4 Q. Okay.  
5 A. Maybe two hours.  
6 Q. Okay.  
7 A. Each day.  
8 Q. And how long did you meet with them during  
9 the second meeting?  
10 A. About the same time.  
11 Q. Okay. During the course of those meetings,  
12 were you shown any written materials or photographs?  
13 MS. FISHER: Objection.  
14 Attorney-client privilege.  
15 A. No.  
16 Q. Okay. After having those deposition  
17 preparation meetings, do you feel that you're fully  
18 prepared to testify today?  
19 A. Yes.  
20 Q. Okay. Is there anything else you can think  
21 of that you wish you had done to prepare for the  
22 deposition today?  
23 MS. FISHER: Objection. Asked and  
24 answered.  
25 A. No.

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1 Q. Okay. Have you ever provided any trial  
2 testimony?  
3 A. No.  
4 Q. Okay. And have you ever provided an  
5 affidavit or a sworn statement prior to today?  
6 A. No.  
7 Q. Okay. There -- I believe there were some  
8 verifications or affidavits that were associated with  
9 your discovery answers that were written questions.  
10 Do you recall reviewing that and executing an  
11 affidavit or verification regarding those answers?  
12 A. Was that the -- something I would have  
13 through my attorney?  
14 Q. Sure. Sure. They would have given them to  
15 you.  
16 A. Yes.  
17 Q. And then you would have gone before a  
18 notary public and sworn that those were true.  
19 A. And verified, right. I did that, yes.  
20 Q. Okay. When you went before the notary  
21 public, you swore that those answers were true --  
22 A. I did.  
23 Q. -- to the best of your knowledge, right?  
24 A. I did.  
25 Q. Okay. Now, have you -- have you ever filed

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1 or has anyone on your behalf ever filed a claim for  
2 you other than the one that's the subject of this  
3 lawsuit?  
4 MS. KEYES: Objection.  
5 MS. FISHER: Objection.  
6 Attorney-client privilege. It's --  
7 MS. KEYES: Instruct the witness not  
8 to answer.  
9 MS. FISHER: Yeah. Thank you.  
10 Q. And, ma'am, your attorney just instructed  
11 you not to answer the question. I take it you're  
12 going to follow the instruction of your attorney and  
13 not answer; is that right?  
14 A. Sure.  
15 MR. COOK: Just to clarify the record,  
16 was the question whether or not she had previously  
17 filed a lawsuit?  
18 MR. STURM: Whether she had filed a  
19 claim or whether anyone had filed a claim on her  
20 behalf.  
21 MR. COOK: And the objection was  
22 attorney-client privilege?  
23 MS. FISHER: Yes. And we instructed  
24 the witness not to answer.  
25 MR. COOK: Okay. Thanks.

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1 Q. Ms. Anderson, have you ever seen any claim  
2 forms before?  
3 MS. FISHER: Objection. Same  
4 objection.  
5 MS. KEYES: Same instruction.  
6 MS. FISHER: Same instruction not to  
7 answer.  
8 Q. Okay. And, Ms. Anderson, we're just going  
9 to make a record. So am I correct that you're going  
10 to follow your attorney's instruction?  
11 A. Yes.  
12 Q. Okay. Have you ever provided any answers  
13 to claim form questions before?  
14 MS. FISHER: Same objection. Same  
15 instruction, not to answer.  
16 Q. Okay. And, Ms. Anderson, are you going to  
17 follow the instruction of your attorney and -- and  
18 not answer that question?  
19 A. Yes. Yes.  
20 Q. And, again, I -- I take it -- well, I'm  
21 just going to make a record.  
22 Do you recall if your answers to those  
23 claim forms were accurate?  
24 MS. FISHER: Same objection. Same  
25 instruction, not to answer.

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1 Q. Okay. Ms. Anderson, you're not going to  
2 follow — strike that.

3 Ms. Anderson, you're going to follow the  
4 instruction of your attorney and not answer that  
5 question?

6 A. Yes.

7 Q. Okay. Did you identify all the exposures  
8 that you were aware of in those claim forms?

9 MS. FISHER: Same objection. Same  
10 instruction, not to answer.

11 Q. Okay. And, Ms. Anderson, you're going to  
12 follow the instruction of counsel and not answer that  
13 question; is that correct?

14 A. Yes.

15 Q. Okay. I want to next ask you about your --  
16 the interrogatory answers. I take it you did not  
17 draft those answers to interrogatories, correct?

18 MS. FISHER: Objection. Form.

19 Q. You can answer that.

20 MS. FISHER: You can answer the  
21 question.

22 THE WITNESS: No.

23 Q. Okay. I take it you were — you were just  
24 provided those by your attorney and you verified that  
25 they were correct and accurate, correct?

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1 MS. FISHER: Objection to form.

2 MS. KEYES: Objection. Attorney-  
3 client privilege.

4 Q. Okay. And —

5 A. Okay. I — I didn't understand the  
6 question. I'm sorry.

7 Q. I'll rephrase it.

8 Is it correct that you didn't — that you  
9 did not draft those answers to interrogatories?

10 MS. FISHER: Objection.

11 Q. Correct?

12 MS. FISHER: Attorney-client  
13 privilege.

14 A. No.

15 Q. Okay. Did you review those answers to  
16 interrogatories in preparation for today's  
17 deposition?

18 MS. FISHER: Objection.

19 Attorney-client privilege.

20 THE WITNESS: Should I answer?

21 MS. KEYES: You can -- you can answer  
22 the question.

23 MS. FISHER: You can answer.

24 THE WITNESS: I'm not sure what the  
25 answer is.

Page 20

1 MS. FISHER: Do you want him to ask  
2 the question again?

3 THE WITNESS: Well, I want to be sure  
4 that I answer the right question, but I —

5 Q. Fair enough. Understood. Answers to  
6 interrogatories sometimes can be confusing --

7 A. Um-hum.

8 Q. -- to non-lawyers.

9 They essentially were a document where  
10 there were written questions and there were your  
11 written answers --

12 A. Um-hum.

13 Q. -- to those questions.

14 A. Okay.

15 Q. Do you recall looking at those in  
16 preparation for the deposition?

17 A. You're talking about the ones that I had  
18 notarized?

19 Q. Yes.

20 A. Yes.

21 Q. Okay. And did you also look at — there  
22 were some work history sheets that were provided.  
23 Did you look at those in preparation for the  
24 deposition?

25 MS. FISHER: Objection.

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1 Attorney-client privilege.

2 You can still answer.

3 A. Yes.

4 Q. Okay. Any other documents you recall  
5 looking at in preparation for the deposition other  
6 than those?

7 MS. FISHER: Objection.

8 Attorney-client privilege.

9 A. I — I don't recall.

10 Q. Okay. For example, you didn't review any  
11 deposition transcripts or anything like that,  
12 correct?

13 MS. FISHER: Objection.

14 Attorney-client privilege, asked and answered.

15 A. I don't recall.

16 Q. Okay. Now, I want to go through some of  
17 the information that was provided in your answers to  
18 interrogatories and I'll try to expedite some of  
19 these answers.

20 Is it correct that you're 66 years old?

21 A. Yes.

22 Q. And you were born December 3, 1940?

23 A. Yes.

24 Q. Your Social Security number, is that

25 223-48-3795?

Page 22

1 A. Yes.  
 2 Q. You currently reside at 913 Red Coat Court  
 3 in Virginia Beach?  
 4 A. Yes.  
 5 Q. You've been there since June of 1999?  
 6 A. Yes.  
 7 Q. Prior to that time, you lived at 1320  
 8 Carolyn Drive in Virginia Beach?  
 9 A. Yes.  
 10 Q. And you lived there from approximately June  
 11 of 1986 to June of 1999; is that correct?  
 12 A. Right.  
 13 Q. Okay. Prior to the Caroline Drive address  
 14 or Carolyn Drive address --  
 15 A. Carolyn.  
 16 Q. -- where did you -- where did you reside?  
 17 A. I lived in Washington for about four or  
 18 five years.  
 19 Q. Where in Washington -- Washington, DC?  
 20 A. Yes.  
 21 Q. And can you tell me where in Washington you  
 22 lived?  
 23 A. I'm sorry. I can't remember my address.-  
 24 Q. Okay. Were you --  
 25 A. Hmm?

Page 23

1 Q. Go ahead.  
 2 A. I'm trying to remember the -- the address.  
 3 Q. Okay. Well, maybe I can help. Were you in  
 4 downtown -- were you within the District?  
 5 A. I wasn't in DC. I was in Arlington.  
 6 Q. Okay.  
 7 A. I was in one of the high-rises that had  
 8 collapsed and then they rebuilt it, and I can't  
 9 remember the name of it.  
 10 Q. What -- what section of Arlington; Rosslyn,  
 11 Clarendon?  
 12 A. No. It's -- it's about three exits before  
 13 you get -- close to King Street.  
 14 Q. Okay. Okay. So almost to the Alexandria  
 15 side almost?  
 16 A. Yeah.  
 17 Q. Okay.  
 18 A. It was 3701 George Mason Drive. And I  
 19 think that was Alexandria.  
 20 Q. Okay. And you resided there from  
 21 approximately 1981 or 1982 to June of 1986?  
 22 A. Until '85.  
 23 Q. Okay. And where did you go from there?  
 24 A. I moved back to Virginia Beach.  
 25 Q. And where did you live in Virginia Beach?

Page 24

1 A. At the Carolyn Drive address.  
 2 Q. Okay. So that -- the correct date, then,  
 3 to correct your answers to interrogatories, would  
 4 have been the more accurate date is 1985; is that  
 5 right?  
 6 A. For what? For the Carolyn Drive or --  
 7 Q. Yes.  
 8 A. I built a hotel. When I built the hotel, I  
 9 lived in it for a short period of time and then I  
 10 moved to Carolyn Drive.  
 11 Q. Okay. Where did you -- did you build --  
 12 where did you build the hotel? In Virginia Beach?  
 13 A. Yes. 304 28th Street, Virginia Beach,  
 14 Virginia.  
 15 Q. And what was -- is that hotel still  
 16 standing?  
 17 A. Yes. It has a different name now since I  
 18 sold it.  
 19 Q. When did you sell it?  
 20 A. 2000. Yeah. 2000.  
 21 Q. Around 19 -- or I'm sorry -- around 2000?  
 22 A. Right.  
 23 Q. What was the name of the hotel when you  
 24 owned it?  
 25 A. The Captain's Quarters Hotel.

Page 25

1 Q. Do you know the name of it today?  
 2 A. No. It's a -- it's a Spanish or Mexican  
 3 name.  
 4 Q. And who else had an ownership interest in  
 5 the hotel when you owned it?  
 6 A. My brother, my mother, and one of my aunts.  
 7 Q. And what's your brother's name?  
 8 A. Bruce Mills.  
 9 Q. And what is your mother's name?  
 10 A. Eleanore Mills.  
 11 Q. Has she ever been known by any other name  
 12 other than Eleanore Mills?  
 13 A. No.  
 14 Q. Well, what's her maiden name?  
 15 A. Masters.  
 16 Q. And other than her marriage to your father,  
 17 did she have any prior marriages?  
 18 A. No.  
 19 Q. Okay. And what's your aunt's name?  
 20 A. Paula Collins. And she's deceased.  
 21 Q. Is your mother still living?  
 22 A. Yes.  
 23 Q. Where does she reside?  
 24 A. 4301 Thalia Road.  
 25 Q. How do you spell that?

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1 A. T-h-a-l-i-a, Virginia Beach, Virginia.  
 2 Q. And your brother, Bruce Mills, where does  
 3 he reside currently?  
 4 A. I can give you his business address: 4145  
 5 Virginia Beach Boulevard, Virginia Beach, Virginia.  
 6 Q. And how is he employed?  
 7 A. He's an attorney.  
 8 Q. What -- what law firm is he with?  
 9 A. He's an independent.  
 10 Q. While we're on the subject, do you have any  
 11 other brothers or sisters other than Bruce?  
 12 A. I have two other brothers.  
 13 Q. Okay. What are their names?  
 14 A. Rodney Mills.  
 15 Q. Is he "Jr."?  
 16 A. I don't think so. No, he's not.  
 17 Q. Is that your father's name as well?  
 18 A. Um-hum. Yes.  
 19 Q. So you believe he had a different middle  
 20 name?  
 21 A. Correct.  
 22 Q. What's your other brother's name?  
 23 A. William Mills.  
 24 Q. Where does -- does Rodney, does he go by  
 25 "Rodney"?

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1 A. Yes.  
 2 Q. And the same with Bruce, does he go by  
 3 "Bruce"?  
 4 A. Yes.  
 5 Q. And William, does he go by "William"?  
 6 A. He goes by "Billy."  
 7 Q. Billy?  
 8 A. Um-hum.  
 9 Q. Okay. Where does -- where does Rodney  
 10 live?  
 11 A. He lives with my mother at the 4301 Thalia  
 12 Road.  
 13 Q. And where does -- where does Billy reside?  
 14 A. He lives on Thalia Road, but I don't know  
 15 the street address. It's across the street from my  
 16 mother.  
 17 Q. Now, how did he come to live across the  
 18 street from your mother? In other words, was there a  
 19 parcel of land that your family owned that you had  
 20 parceled or he just bought a house next door?  
 21 A. No. My mother is what I call an invalid  
 22 and we hire full-time live-in nursing care. And he  
 23 wanted to be close to her. So whenever a house came  
 24 available --  
 25 Q. He bought it?

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1 A. -- then he bought the house.  
 2 Q. Okay. Did -- did your brother Bruce ever  
 3 work in any shipyards?  
 4 A. No.  
 5 Q. Rodney?  
 6 A. No.  
 7 Q. Just to clarify for the record, I was  
 8 referring to your brother Rodney.  
 9 And then how about Billy?  
 10 A. No.  
 11 Q. Okay. Okay. I'm going to go back to the  
 12 residence -- residences where you've -- where you've  
 13 resided. Is it correct you moved to the George Mason  
 14 Drive address in approximately 1981 or 1982?  
 15 A. As far as I can remember. I know I  
 16 provided those answers, so they are documented. Bu  
 17 I think that's correct.  
 18 Q. Okay. Okay. And just so you know, the --  
 19 the -- your answers didn't go back further than your  
 20 Carolyn Drive address.  
 21 Prior to -- in other words, I would help  
 22 you out if there was more information that I had.  
 23 A. Um-hum.  
 24 Q. Prior to the George Mason Drive address,  
 25 where did you reside?

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1 A. There are about three addresses that I  
 2 lived at for a short period of time. One of them was  
 3 Pine Tree Drive, Virginia Beach, Virginia. I don't  
 4 remember the street address. But I only lived there  
 5 for about a year and then moved to Washington.  
 6 Q. Okay.  
 7 A. And then there were -- there was a --  
 8 townhouse I lived in before I bought the house on  
 9 Pine Tree Drive. It was in the Arrowhead section,  
 10 but I don't recall the street address on that.  
 11 Q. The Arrowhead section of Virginia Beach?  
 12 A. Um-hum.  
 13 Q. Okay. Prior to that -- or I'm sorry.  
 14 Strike that.  
 15 How long did you reside in the townhouse?  
 16 A. I want to guess a year or year-and-a-half.  
 17 I'm not real sure at this moment.  
 18 Q. Okay. Prior to living in the townhouse,  
 19 where did you live?  
 20 A. I lived at Five Forks Road in the  
 21 subdivision that I currently live in.  
 22 Q. What's the name of that subdivision?  
 23 A. Give me just a minute.  
 24 Q. Sure. Take your time.  
 25 A. Lake Smith Terrace.



Page 30

1 Q. What -- what prompted you to move to  
2 Washington, DC?

3 A. My husband retired from the Navy. He took  
4 a position in Washington, and I transferred with  
5 civil service.

6 Q. Okay. How long did you reside at Five  
7 Forks Road, approximately?

8 A. I'm not exactly sure.

9 Q. Would you say more or less than a year?

10 MS. FISHER: Objection. Form.

11 A. Probably a year.

12 Q. Okay. Prior to Five Forks Road, where did  
13 you reside?

14 A. Witch Duck Road?

15 Q. No. Five Forks Road?

16 A. No. Witch Duck.

17 Q. Oh, Witch Duck is the place where you  
18 resided?

19 A. It's the road I lived on.

20 Q. Okay. And that's in Lake Smith Terrace?

21 A. No.

22 Q. Okay.

23 A. That's in Witch Duck.

24 Q. Okay. All right. How long did you reside  
25 there?

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1 A. I want to say four, five years.

2 Q. And would that have been -- when did you  
3 move from there? Would that have been around 1978?

4 A. Yes.

5 Q. And so you would have moved to that address  
6 around '74, '73? Does that sound right?

7 A. I would say that's close.

8 Q. Okay. And prior to residing on Witch Duck  
9 Road, where did you live?

10 A. Constitution Drive in Pembroke.

11 Q. And is that part of Virginia Beach or --

12 A. Yes.

13 Q. Okay. And how long did you reside there?

14 A. I would say since 1961 or '2 until I moved  
15 to Witch Duck. This is the first time I've been  
16 asked about those old residents, and it's hard --  
17 hard to recollect --

18 Q. Sure. I understand.

19 A. -- times and dates.

20 Q. Prior to residing at the Constitution Drive  
21 address, where did you live?

22 A. For about a year, I lived in Charleston,  
23 West Virginia.

24 Q. And do you recall the address?

25 A. No. It was within a block of the capital,

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1 but I don't recall the address.

2 Q. Okay. And prior to that address, where did  
3 you live?

4 A. I lived for a short period of time in  
5 Norfolk, but I don't know the exact address. I was  
6 going to nursing school at that time.

7 Q. Where did you go to nursing school?

8 A. DePaul.

9 Q. Did you finish?

10 A. I was an x-ray technician and I didn't  
11 finish, but I did continue and become an x-ray  
12 technician.

13 Q. You did that in the field?

14 A. Um-hum.

15 Q. And did you work for DePaul as well as an  
16 x-ray technician, DePaul Hospital or --

17 A. Well, I did -- did the x-ray technician  
18 work, yes.

19 Q. Okay. Is that where the nursing school  
20 was, at the hospital?

21 A. Yes.

22 Q. Okay. And I think the answers -- your  
23 answer said -- how long you did that? Was it two  
24 years or so or --

25 MS. FISHER: Objection to form.

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1 A. I believe. I believe so.

2 Q. What's -- what's your best estimate? Is  
3 two years your best estimate or...

4 A. I would say that's a fair length of time.

5 Q. And did you live in Norfolk for that time  
6 period when you were working --

7 A. Yes.

8 Q. -- and going to school at DePaul?

9 A. Yes.

10 Q. Okay. And prior to -- let's see. That  
11 would have been from approximately 1958 to 1960?  
12 Does that sound right?

13 A. Yes.

14 Q. So prior to the time you were 18 years old,  
15 where did you reside?

16 A. At home with my mother.

17 Q. Okay. And did you live in the same family  
18 house for those 18 years or did -- did your family  
19 move?

20 A. We had lived in different houses, but --

21 Q. Okay. We'll keep going then.

22 Prior to residing in Norfolk, where --  
23 where did you reside?

24 A. It was Virginia Beach Boulevard. I want to  
25 say 4140, but I'm not exactly sure because that's

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1 been a long time ago.  
 2 Q. Sure. How long did you reside there?  
 3 A. I know I resided there until I was 17 or  
 4 18, but I don't know at what time we moved into that  
 5 residence. I want to say around six years, as far as  
 6 I can remember.  
 7 Q. So roughly 1952 to around 1958? Does that  
 8 sound about right?  
 9 A. It's more like '50, 1950.  
 10 Q. Okay. Does that sound about right that it  
 11 was seven or eight years that you lived there?  
 12 A. As far as I can remember.  
 13 Q. Okay. Prior to that address, where did you  
 14 reside?  
 15 A. I have no idea.  
 16 Q. Okay.  
 17 A. I don't remember.  
 18 Q. Okay. So it was prior to the time you were  
 19 10 years old?  
 20 A. Yes.  
 21 Q. Right?  
 22 A. Um-hum.  
 23 Q. Okay. Is there any way you could get that  
 24 information -- do you -- are your brothers older?  
 25 A. One is older and two are younger.

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1 Q. Okay. Is it a fair statement, then, that  
 2 you don't recall -- you don't have any memories from  
 3 that prior address?  
 4 A. Right. I don't remember --  
 5 Q. Okay.  
 6 A. -- that.  
 7 Q. For instance, while you -- was it only one  
 8 prior address where you lived prior to the Virginia  
 9 Beach Boulevard address?  
 10 A. I don't recall.  
 11 Q. Okay. Is it hard -- very difficult for you  
 12 to remember things that happened up to the time you  
 13 were about 9 --  
 14 MS. FISHER: Objection. Form.  
 15 Q. -- 9 or 10?  
 16 A. No.  
 17 Q. Okay. It's just you don't -- was it in  
 18 Virginia Beach?  
 19 A. Yes. I've always lived in Virginia Beach.  
 20 Q. Okay. Can you describe the house for me?  
 21 A. No.  
 22 Q. So you wouldn't be able to describe any  
 23 particular rooms or anything like that?  
 24 MS. FISHER: Objection. Asked and  
 25 answered.

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1 A. No.  
 2 Q. Okay. Let's start with that address, that  
 3 unknown address where you lived until you were 9 or  
 4 10. Who lived with you at that address?  
 5 A. My mother, my father and my three brothers.  
 6 Q. And to your recollection, no one else  
 7 resided with you at that address for any period of  
 8 time?  
 9 A. No.  
 10 Q. During that period of time, do you recall  
 11 where your -- your father worked?  
 12 A. He worked several places. The one I  
 13 remember clearly was when he worked at the shipyard.  
 14 That was when I was older. And, you know, I can't  
 15 remember other jobs, except that he did work other  
 16 places.  
 17 Q. Okay. Do you recall the names of any of  
 18 the other places where he worked other than the  
 19 shipyard?  
 20 A. No.  
 21 Q. Do you recall when he first went to work at  
 22 the shipyard?  
 23 A. I'm trying to back up my memory. 19 -- let  
 24 me think about that just a minute because I want to  
 25 make sure I give you the right answer --

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1 Q. Okay.  
 2 A. -- as clear as I can.  
 3 I know around the time that he was working  
 4 at the shipyard, I was, I'd say, 13 or 14. So I  
 5 would have to back it up to try to figure it out.  
 6 Q. Okay. I think I can help you because you  
 7 were born --  
 8 A. '53 or '54.  
 9 Q. -- in 1940, which is nice for -- for us  
 10 that are challenged mathematically.  
 11 A. Well --  
 12 Q. So it would be 1953 or 1954?  
 13 A. Right.  
 14 Q. Do you recall what his position was when he  
 15 started at the shipyard?  
 16 A. A pipe coverer and insulator.  
 17 Q. Do you know he came to work at the  
 18 shipyard?  
 19 A. Most of the people in the area tried to get  
 20 to work at the shipyard.  
 21 Q. Okay. He -- to your knowledge, he applied  
 22 and was accepted, something like that?  
 23 A. Um-hum.  
 24 MS. FISHER: Objection. Form.  
 25 A. Yes.

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1 Q. Okay. The reason why I ask that is because  
2 sometimes there's an uncle, there's a cousin, there's  
3 somebody who already works at the shipyard who helps  
4 someone -- someone get a job there. I was just  
5 wondering if maybe that happened in your father's  
6 case, to your knowledge?

7 MS. FISHER: Objection. Form.

8 A. It's possible, but I have no idea.

9 Q. Okay. Do you recall any family members --  
10 uncles, cousins, anyone else -- that ever worked at  
11 the shipyards?

12 A. No.

13 Q. Okay. And when you were 13 or 14, what  
14 school were you -- strike that.

15 When you were 13 or 14, what school did --  
16 were you attending?

17 A. Norfolk Catholic.

18 Q. Is that high school?

19 A. Yes.

20 Q. And while you were in high school, what  
21 activities were you involved in during the  
22 summertime?

23 A. I've worked since I was 14 or 15, so I --  
24 always had a job, telephone operator or working at  
25 Smith & Welton's or --

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1 Q. So that would have been when you were 14  
2 years old, correct?

3 A. Fourteen, 15.

4 Q. Okay. And your position there was  
5 telephone operator?

6 A. Correct.

7 Q. And what did that consist of?

8 A. Working a manual switchboard.

9 Q. Okay. While you were employed there, do  
10 you recall any type of construction work taking place  
11 around you?

12 MS. FISHER: Objection. Form.

13 A. No.

14 Q. And when you went to work there at the  
15 telephone company of Virginia Beach, did you start  
16 out part time on the weekends?

17 A. I don't recall, other than I worked full  
18 time in the summer and I'm not sure how long I worked  
19 there.

20 Q. Okay.

21 A. But it would have been full time in the  
22 summer for sure.

23 Q. Okay. While you were in high school, any  
24 other places that you recall working other than the  
25 telephone company of Virginia Beach and Smith &

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1 Q. What was the second one you mentioned,  
2 Smith Welton?

3 A. Smith & Welton Department Store.

4 Q. Was it Wilkins?

5 A. W-e-l-t-o-n.

6 Q. Okay. So while you were in high school --  
7 during the summers while you were in high school, you  
8 would generally -- you were employed; is that right?

9 MS. FISHER: Objection. Form.

10 A. Yes.

11 Q. Okay. And you were employed full time  
12 during the summers?

13 A. Yes. And part time on weekends.

14 Q. While school was in session; is that right?

15 A. Right.

16 Q. Do you recall when you first went -- how  
17 old you were when you first went to work?

18 A. I want to say 14 because I remember I was  
19 very young and all the rest of my friends didn't  
20 work.

21 Q. And when you were 14 and you started to  
22 work, do you -- do you recall where you were first  
23 employed?

24 A. I want to say my first employment was the  
25 telephone company of Virginia Beach.

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1 Welton?

2 A. No.

3 Q. Do you recall any construction work at  
4 Smith & Welton?

5 A. No.

6 Q. Do you recall -- strike that.

7 At Norfolk Catholic, what -- were you  
8 involved in any after-school activities?

9 A. Majorette, different clubs I belonged to.

10 Q. And would that require you to attend  
11 activities after school?

12 A. Yes.

13 Q. Now, the majorette, was that something  
14 that -- when did you first join majorette?

15 A. I believe it was in my freshman year.

16 Q. Did you continue as a member of the  
17 majorette throughout your high school years?

18 A. No. Because they did away with the ball  
19 team.

20 Q. Do you recall what year that was?

21 A. It must have been the following year.

22 Q. So did you do that your sophomore year as  
23 well or only your freshman year?

24 A. Freshman year.

25 Q. Was that something that you did year round

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1 or was it something you did for half of the school  
2 year?

3 A. Half the school year or -- or whenever  
4 they, you know, had ball games.

5 Q. And how long would you practice after  
6 school? For a few hours, do you recall?

7 A. On weekends. A few hours each weekend.

8 Q. Okay. So it wasn't anything that required  
9 you to stay after school and do work; is that  
10 right --

11 MS. FISHER: Objection. Form.

12 Q. -- and -- and practice?

13 A. Not that I recall.

14 Q. And did you have any clubs that you were a  
15 member of that required you to stay after school?

16 MS. FISHER: Objection. Asked and  
17 answered.

18 A. Well, the Latin Club or -- you know. But I  
19 don't recall how often I had to stay after school.

20 Q. Okay. Did you do any activities with your  
21 friends after -- after school?

22 A. No. Because it took me too long to get  
23 home from school.

24 Q. How did you get to and from school?

25 A. Took four buses a day.

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1 Q. How long would that take to get to -- one  
2 way?

3 A. Two hours.

4 Q. So do you recall what time you would leave  
5 in the morning to get there?

6 A. Usually 7:00.

7 Q. And do you recall what time you would  
8 generally get home?

9 A. Between 5:00 and 6:00 if I didn't miss a  
10 bus.

11 Q. And your father at the shipyard, do you  
12 recall what shift he worked on?

13 A. I don't remember exactly, but I'm more  
14 inclined to say the morning shift because he would  
15 get home before it got dark.

16 Q. Do you recall roughly what time he would  
17 get home from work when he worked at the shipyard?

18 A. I don't recall exact time.

19 Q. But you would say it was the morning --  
20 would he be gone -- when you would leave for work --  
21 I'm going to strike that.

22 When you would leave for school --

23 A. Um-hum.

24 Q. -- would your father have already left to  
25 go to the shipyard while you were in high school?

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1 MS. FISHER: Objection. Form.

2 A. I would say yes.

3 Q. And when you returned to the house from  
4 school between 5 and 6 o'clock, was your father  
5 already home?

6 A. I would say most of the time. But then  
7 there were times when he would, you know, come in  
8 after me.

9 Q. Sure. But, generally speaking, he was --  
10 he -- he would be home before you would get home from  
11 high school, correct?

12 MS. FISHER: Objection. Asked and  
13 answered.

14 A. I don't -- I don't know that it would be  
15 more one way or the other.

16 Q. Is it -- you don't recall one way or  
17 another?

18 A. I don't recall whether he would be home  
19 before me more times than he would be home the same  
20 time or...

21 Q. Okay. Okay. So there were -- there were  
22 times when you would see your father come home from  
23 work?

24 MS. FISHER: Objection. Form.

25 A. Sure.

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1 Q. While you were in high school, right?

2 A. Yes.

3 Q. And during those times when he was working  
4 at the shipyard, do you recall what he was wearing  
5 when he arrived home?

6 A. Well, he had his normal work clothes on.

7 Q. And what -- what did those look like?

8 A. I don't know. Just pants and shirt and,  
9 you know, I -- I can't be more specific than that.

10 Q. Did he generally wear the same thing to  
11 work when he worked at the shipyard?

12 A. I really can't say.

13 Q. Do you recall if he wore coveralls or  
14 overalls or anything like that?

15 MS. FISHER: Objection. Form.

16 A. I don't recall.

17 Q. So is it a fair statement you don't have a  
18 recollection of whether he wore coveralls, overalls,  
19 the types of pants or shirts that he wore when --  
20 when he went to work at the shipyard?

21 MS. FISHER: Objection. Form, asked  
22 and answered.

23 A. That's correct.

24 Q. Or what he was wearing when he arrived  
25 home; is this right?

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1 MS. FISHER: Objection. Asked and  
2 answered.

3 A. Correct.

4 Q. Was there any way for you to tell whether  
5 he was wearing the same clothes that he had worn to  
6 work when he arrived home in the evenings while he  
7 worked at the shipyard?

8 MS. FISHER: Objection. Form.

9 A. No. I can't -- I don't recall that.

10 Q. So is it a fair statement, then, that it's  
11 possible that your father wore one set of clothes to  
12 work and -- and changed out of them and wore clean  
13 clothes home? Is it -- do you have any basis to say  
14 whether the clothes that he came home in were the  
15 same ones that he wore while he was working at the  
16 shipyard?

17 A. I have --

18 MS. FISHER: Objection. Form, asked  
19 and answered.

20 A. I have no idea.

21 Q. Your father took the bus to work; is that  
22 right?

23 MS. FISHER: Objection to form.

24 Q. At the shipyard?

25 A. As far as I remember, he used to get on

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1 the -- the bus from the beach to the shipyard.

2 Q. Do you ever recall any time period when he  
3 drove himself to work while he worked at the  
4 shipyard?

5 A. I don't recall.

6 Q. Do you ever recall your -- whether your  
7 father would come home from the shipyard and  
8 immediately change his clothes?

9 MS. FISHER: Objection. Form, asked  
10 and answered.

11 You can answer it.

12 A. Yes.

13 Q. So is it your recollection that there were  
14 times when he would come home and -- and immediately  
15 change out of his clothes?

16 A. Well, he always did that.

17 Q. Okay. Do you recall where he changed out  
18 of his clothes?

19 A. In the bedroom, I assume.

20 Q. Okay. So you weren't around when your  
21 father was changing out of his clothes, correct?

22 A. Well, I was in the house, but not -- not in  
23 the room with him.

24 Q. Right. He was in his bedroom with the door  
25 shut when he was changing out of his clothes,

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1 correct?

2 A. Yeah.

3 MS. FISHER: Objection. Form.

4 Q. And do you know where his work -- where  
5 his -- the clothing that he changed out of, where  
6 those clothes went?

7 A. Yes. They went in the washing machine to  
8 be washed.

9 Q. Would your father take those to the washing  
10 machine and put them in himself?

11 MS. FISHER: Objection. Form.

12 A. More than likely, he would give them to me  
13 or my mother.

14 Q. Was there a clothes hamper?

15 A. No. We would wash the dirty clothes, you  
16 know, right away.

17 Q. So did you -- did you do laundry every day  
18 at your house?

19 A. As -- as it was needed. If it was work  
20 clothes that he needed, they had to be washed.

21 Q. Okay. Do you have a recollection of  
22 doing -- of doing laundry while your father was in  
23 high school?

24 MS. FISHER: Objection.

25 Q. Okay.

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1 A. While my father was in high school?

2 Q. Okay. Strike that.

3 A. Yeah.

4 Q. Okay. Do you have a recollection of ever  
5 taking your father's work clothes from him and  
6 putting them in a washing machine?

7 A. Absolutely.

8 Q. Okay. Is -- do you recall the condition of  
9 those clothes?

10 A. I recall they were dusty and dirty. And I  
11 even recall the type of washing machine I used.

12 Q. Okay. What -- what type of washing machine  
13 was that?

14 A. It was the old-fashioned agitator that you  
15 would hook up to the kitchen faucet to get water in  
16 it. And then after the clothes were finished, you  
17 would run them through the ringer.

18 Q. Okay. And -- and, again, this was while  
19 you were in high school?

20 A. Right.

21 Q. Okay. Did your mother work?

22 A. Yes.

23 Q. What was her job?

24 A. She worked for the government as a payroll  
25 clerk.

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1 Q. And what was the time period -- what was  
2 her shift?

3 A. Golly. My mother retired early and I'm  
4 trying to think what -- what year she retired. She  
5 retired on disability and I don't know -- I'm not  
6 exactly sure what year it was that she retired. When  
7 she did work, her shifts were probably, you know, the  
8 morning shifts.

9 Q. Would your mother be home when you got home  
10 from school while you were in high school?

11 A. From high school, yes.

12 Q. Was your mother on disability at that time?

13 A. Well, I -- I want to say she was. I'm not  
14 exactly sure, but I know she did, you know, retire  
15 early.

16 Q. What was she on disability for?

17 A. I don't know if it was because of her  
18 rheumatoid arthritis in her back or nerves, you know.  
19 So I'm not exactly sure why she retired.

20 Q. Okay. And while you were in high school,  
21 your mother was physically capable of doing the  
22 laundry; is that right?

23 MS. FISHER: Objection. Form.

24 A. We both did it.

25 Q. Right. But, again, my question was whether

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1 to this 13, 14, 15-year age for me. So it would had  
2 to have been, I want to say, '53, '54 timeframe.

3 Q. Is -- is when he stopped working there?

4 A. I don't know the exact dates.

5 Q. Okay. To your knowledge, how long did you  
6 father work at the shipyard?

7 A. Well, I don't know the exact dates, so I  
8 can't answer that.

9 Q. Okay. What would be your best estimate; a  
10 year, two years, three years?

11 MS. FISHER: Objection. Asked and  
12 answered.

13 A. A year or two.

14 Q. Your interrogatory answers state that he  
15 stopped working at the shipyard in 1956. Does that  
16 sound about right to you?

17 A. To my knowledge. And I'm trying to guess  
18 at these time periods.

19 Q. Okay.

20 A. At that time, that seemed to be about the  
21 time.

22 Q. Do you know where -- did that information  
23 come from you, that date, 1956?

24 A. It was an -- it was an estimate of my best  
25 guess.

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1 your mother was capable of doing it while you were in  
2 high school. She was?

3 A. Yes.

4 Q. Okay. And there were -- there were times  
5 when you would help out as well; is that right?

6 MS. FISHER: Objection. Form.

7 A. Yeah. I always had to help out because I  
8 was the girl in the family.

9 Q. Okay. And do you know if your father  
10 would -- would brush off his clothing before he got  
11 home from work?

12 MS. FISHER: Objection. Form.

13 A. I don't know what he did before he got home  
14 from work.

15 Q. Okay. But is it a fair statement that  
16 your -- your -- your mother -- your mother wouldn't  
17 have allowed your father to just come in the house  
18 with dust all over him and walk through the house  
19 with dust all over him; is that -- that a fair  
20 statement?

21 MS. FISHER: Objection. Form.

22 A. I have no idea.

23 Q. Okay. When did your father stop working at  
24 the shipyard?

25 A. I don't have the exact dates. Only close

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1 Q. Okay.

2 A. But purely a guess.

3 Q. Okay. And so your best guess, based on  
4 what you just testified to a minute ago, is that you  
5 can't say exactly how long he worked at the shipyard,  
6 but your best estimate is a year or two; is that  
7 correct?

8 MS. FISHER: Objection. Form, asked  
9 and answered.

10 A. Yes.

11 Q. When you worked at the telephone company,  
12 what time would you arrive home?

13 A. Maybe about 5:00. This was in the  
14 summertime job?

15 Q. Okay. Let's start with the summertime.

16 A. Um-hum.

17 Q. So during the summertime, what would your  
18 shift be?

19 A. Either 7:00 to 3:00 -- probably a 7:00 to  
20 3:00.

21 Q. And when you worked part time while school  
22 was in session, what was your shift?

23 A. I don't -- I know I worked full time in the  
24 summertime for the phone company. The only part-time  
25 job that I worked at, I believe, was the Smith &

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1 Welton. So I don't know that I worked part time at  
 2 the phone company.  
 3 Q. Okay.  
 4 A. So that would have been the summer months  
 5 that I worked full time.  
 6 Q. Okay. So at Smith & Wilton when you worked  
 7 part time while school was in session, what was your  
 8 shift?  
 9 A. When I worked part time?  
 10 Q. Yes.  
 11 A. It would be after school and on weekends.  
 12 Q. If it was after school when you were  
 13 working, what time would you get -- return home?  
 14 A. Maybe 9:00.  
 15 Q. And would your father already be in bed on  
 16 those instances?  
 17 MS. FISHER: Objection. Form.  
 18 A. I don't -- I don't recall.  
 19 Q. And when you worked on weekends at Smith &  
 20 Welton, what was your shift?  
 21 A. Probably a 9:00 to 5:00.  
 22 Q. Any other employment that you recall while  
 23 you were in high school other than the telephone  
 24 company and Smith & Welton that you had?  
 25 MS. FISHER: Objection. Asked and

Page 55

1 answered.  
 2 A. No.  
 3 Q. Now, your brothers resided in the same  
 4 house. Do you recall where your brothers were  
 5 working? Well, let -- let's start with Billy.  
 6 While you lived in the -- well, strike  
 7 that.  
 8 When did you move out of the family  
 9 residence?  
 10 A. Okay. I know we already discussed that,  
 11 but let me back up. '57, '58.  
 12 Q. Okay. That's right. And then that's when  
 13 you went to Norfolk, right?  
 14 A. Um-hum. Yes.  
 15 Q. Prior to that time -- prior to that time,  
 16 do you recall what jobs Billy had while Billy resided  
 17 in the family residence?  
 18 A. He had none.  
 19 Q. Okay. How about Rodney?  
 20 A. I believe Rodney joined the Army.  
 21 Q. And do you recall how old Rodney was when  
 22 he joined the Army?  
 23 A. I guess around 18.  
 24 Q. And when was Rodney born?  
 25 A. In 1938.

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1 Q. Okay. So around the time you were 16 years  
 2 old, he joined the Army?  
 3 A. Yes.  
 4 MS. FISHER: Objection. Form.  
 5 Q. And at that time, did he move out of the  
 6 family residence when he joined the Army?  
 7 A. Yes. He went with the Army to Germany.  
 8 Q. Okay. Prior to joining the Army, do you  
 9 recall any jobs that Rodney had?  
 10 A. No.  
 11 Q. And when was -- when was Billy born?  
 12 A. '36. Sorry, the other way around. Okay.  
 13 Q. '42; is that right?  
 14 A. Yeah. No. Billy is four years younger  
 15 than me. '44?  
 16 Q. Um-hum. And then lastly, Bruce, when was  
 17 he born?  
 18 A. '42.  
 19 Q. Do you recall any employment Bruce had  
 20 while you lived in the family residence?  
 21 A. No.  
 22 Q. Now, was that -- do you recall whether or  
 23 not he was employed while you lived in the family  
 24 residence?  
 25 A. I don't recall.

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1 Q. Okay. Okay. You're currently married to  
 2 Floyd Raymond Anderson; is that correct?  
 3 A. Yes.  
 4 Q. You were married June 9th of 1977?  
 5 A. Yes.  
 6 Q. Does he go by the name "Andy"?  
 7 A. Yes.  
 8 Q. Okay. And what does -- when you met your  
 9 husband -- well, strike that.  
 10 When did you first start living with your  
 11 husband in the same residence?  
 12 A. Right after we got married.  
 13 Q. And what was his employment at that time?  
 14 A. He was a Commander in the Navy.  
 15 Q. Where did he work?  
 16 A. CINCLANT Fleet Headquarters.  
 17 Q. And where is that located?  
 18 A. In Norfolk.  
 19 Q. And what were his job duties at that time?  
 20 A. He worked for NATO.  
 21 Q. And was it an office type of job that he  
 22 had?  
 23 MS. FISHER: Objection. Form.  
 24 A. You know, with NATO, you travel a lot to  
 25 the Europe, so --

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1 Q. It wasn't something where he was -- where  
2 he worked aboard ship?  
3 A. No.  
4 MS. FISHER: Objection. Form.  
5 Q. Okay. And how did you spell that again --  
6 CINC --  
7 A. C-I-N-C --  
8 Q. C-I-N-C.  
9 A. -- L-A-N-T F-I-e-e-t. They might have  
10 changed the name since then.  
11 Q. Okay. And how long did he work at CINCLANT  
12 Fleet Headquarters?  
13 A. I want to say a year because he was due to  
14 retire.  
15 Q. Did he retire after a year?  
16 A. Yes. He retired from there.  
17 Q. Okay. From the Navy?  
18 A. Um-hum. Yes.  
19 Q. Where did he go from there?  
20 A. Went to Washington.  
21 Q. And you may have said this before. I don't  
22 remember. What was his employment in Washington?  
23 A. The term is "Beltway Bandit," but he worked  
24 for a civilian contractor.  
25 Q. And do you know what his duties were?

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1 A. He was an analyst.  
2 Q. And I take it he would not have occasion to  
3 board any type of vessels?  
4 A. No.  
5 MS. FISHER: Objection. Form.  
6 A. No.  
7 Q. And how long did he do that for?  
8 A. Until 1986, I believe. So that's four --  
9 four or five years.  
10 Q. And what did your husband do from there?  
11 What was his next employment?  
12 A. Okay. He retired again.  
13 Q. Okay.  
14 A. And then he went to -- back to Virginia and  
15 he worked for -- give me just a second, I'll -- he  
16 worked for Lucent Technologies.  
17 Q. And how long was he retired for before he  
18 went to work for Lucent?  
19 A. Not very long. He just retired from the  
20 one and moved to Virginia Beach since I had been down  
21 there with the hotel.  
22 Q. And how long did he work for Lucent?  
23 A. I want to say a couple years.  
24 Q. And as part -- what -- what were his duties  
25 with Lucent?

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1 A. He was an analyst.  
2 Q. And I take it he would not have occasion to  
3 board any vessels during that time period?  
4 A. No.  
5 Q. And what was his next -- what was his next  
6 job after that?  
7 A. Mandatory retirement.  
8 Q. Okay. And this time he retired for good?  
9 A. Yes.  
10 Q. Okay. And why -- why did you say it was  
11 mandatory?  
12 A. Age.  
13 Q. Okay. And in the CINCLANT job in the --  
14 and his job as a Beltway Bandit and his job for  
15 Lucent Technologies, do you know if he had any  
16 occasion to work around asbestos at any of those  
17 sites?  
18 MS. FISHER: Objection. Form.  
19 A. I have no knowledge of that.  
20 Q. And you had a prior marriage also to  
21 Clarence Thomas Arehart; is that correct?  
22 A. Yes.  
23 Q. And you married him in 1959; is that right?  
24 A. Yes.  
25 Q. And you divorced in '77; is that right?

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1 A. Yes.  
2 Q. Did you separate prior to your divorce?  
3 MS. FISHER: Objection. Form.  
4 A. We -- yes. You separate. Yeah.  
5 Q. Okay. And when did you separate?  
6 A. I don't recall at this moment. I --  
7 Q. Are you able to give me a ballpark of was  
8 it '75, '76, '77?  
9 MS. FISHER: Objection. Asked and  
10 answered.  
11 A. I don't know. Maybe five or six months  
12 before -- some time in '76.  
13 Q. And the first time -- and -- and what  
14 did -- what did he -- was he known by any nicknames?  
15 A. Just Tom.  
16 Q. Just Tom.  
17 And did you live with -- with Tom prior to  
18 1959 when you got married?  
19 A. '59. No. No.  
20 Q. And in 1950 -- '59, do you recall what  
21 Tom's job was?  
22 A. He worked for a finance company.  
23 Q. Do you recall the name of it?  
24 A. Eastern.  
25 Q. Where was that located?



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1 A. They had several branches, but he worked in  
2 the Norfolk branch.  
3 Q. Now, also, if you need a break at any  
4 time --  
5 A. I'll let you know.  
6 Q. Please do. Please do.  
7 A. I will.  
8 Q. And how long did he work with this finance  
9 company?  
10 A. Up until the time we separated.  
11 Q. Okay.  
12 A. And beyond that, but...  
13 Q. Sure. And during that time period, I take  
14 it Tom would not have occasion to board any -- any  
15 vessel?  
16 MS. FISHER: Objection. Form.  
17 A. No. No.  
18 Q. And do you -- to your knowledge, did Tom  
19 work around any asbestos during that time period?  
20 MS. FISHER: Objection. Form.  
21 A. Not to my knowledge.  
22 Q. Have you had any contact with Tom since  
23 your diagnosis to determine whether he worked around  
24 any asbestos?  
25 MS. FISHER: Objection. Form.

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1 A. I contact him all the time. But, you know,  
2 that was never -- that never came up.  
3 Q. Okay. So you haven't had occasion to ask  
4 him that question, right?  
5 MS. FISHER: Objection. Asked and  
6 answered.  
7 A. No.  
8 Q. Okay. And how about your husband, have you  
9 asked your husband whether or not he knows if he  
10 worked around asbestos in any of his jobs?  
11 MS. FISHER: Objection. Form.  
12 A. I did. And he said not to his knowledge.  
13 Q. And you have two children; is that correct?  
14 A. Yes.  
15 Q. Andrew Todd Arehart?  
16 A. Yes.  
17 Q. And what does he go by?  
18 A. Todd.  
19 Q. And he -- he lives in Virginia Beach?  
20 A. Yes.  
21 Q. Is he married?  
22 A. Divorced.  
23 Q. And when was he divorced? Roughly.  
24 A. I don't know the exact date.  
25 Q. What was his wife's name?

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1 A. Barbara.  
2 Q. And do you know her maiden name?  
3 A. I don't recall.  
4 Q. And did they have any children?  
5 A. One.  
6 Q. And what was the child's name?  
7 A. Brittany Anne.  
8 Q. When was she born?  
9 A. She's 15 now.  
10 Q. That's okay. Okay. Age -- age is fine.  
11 A. Okay.  
12 Q. And does she live with her father or with  
13 her mother?  
14 A. She lives with her mother.  
15 Q. And she's not in any way financially  
16 dependent upon you for support, you or your husband?  
17 MS. FISHER: Objection. Form.  
18 A. I certainly help her out financially.  
19 Q. Understood.  
20 But, in other words, she's not dependent  
21 upon you for -- to provide financial support for her?  
22 MS. FISHER: Objection. Form, asked  
23 and answered.  
24 A. Well, I have an education fund set up for  
25 her.

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1 Q. Okay. There are gifts that you give her --  
2 MS. FISHER: Objection. Form.  
3 Q. -- periodically; is that right?  
4 A. No. It's --  
5 MS. FISHER: Objection. Form, asked  
6 and answered.  
7 Q. I'm sorry. Well, we can do it this way:  
8 What financial support have you provided to her in  
9 the last year?  
10 A. Aside from the trust fund for her  
11 education, she would stay with me all summer when  
12 school was out, which I never charged anything for.  
13 I would take her -- she has a horse. I would take  
14 her to the stables every day in the summertime, which  
15 was a round trip, two hours. Of course, provided her  
16 with purchases when she stayed with me all summer and  
17 every other weekend.  
18 Q. Did you say "every other weekend"?  
19 A. Right. My son gets her every other  
20 weekend.  
21 Q. Does your son live with you?  
22 A. He lives close by.  
23 Q. Okay. And does -- does he bring her by  
24 every -- every other weekend by your house?  
25 A. He works in Virginia International

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1 Terminals. If he's working until 6:00 and doesn't  
 2 get home until 7:00, then Brittany will come to my  
 3 house and stay with me. If it's late, then he picks  
 4 her up the next day. So we share in taking care of  
 5 her when he does have her every other weekend.  
 6 Q. Okay. Did you provide any money to her  
 7 mother to support Brittany?  
 8 MS. FISHER: Objection to form.  
 9 Q. In the last five years?  
 10 A. Well, out of her trust fund, \$2,000 for her  
 11 braces.  
 12 Q. Okay. Anything else?  
 13 A. No. Everything else was clothes purchased  
 14 or things like that that I made sure Brittany got  
 15 directly.  
 16 Q. Yes. And the same question for Todd. Did  
 17 you provide Todd any money for Brittany in the last  
 18 five years other than the braces?  
 19 A. Todd only clears \$125 a week. He has rent  
 20 to pay. Every month I pay \$500 for his rent, not to  
 21 mention paying off his credit card bill when it gets  
 22 too high.  
 23 Q. Right. And -- but you don't claim Todd as  
 24 a dependent on your tax returns, correct?  
 25 A. No.

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1 MS. FISHER: Objection. Form.  
 2 Q. And you don't claim Brittany as a dependent  
 3 on your tax return, correct?  
 4 MS. FISHER: Objection. Form.  
 5 A. No.  
 6 Q. Okay. Okay. But other than helping Todd  
 7 out, is there any money that you have given to Todd  
 8 specifically for Brittany?  
 9 MS. FISHER: Objection. Form, asked  
 10 and answered.  
 11 A. I don't recall.  
 12 Q. Okay. And you also have a daughter, Kim  
 13 Alexander Arehart?  
 14 A. A male.  
 15 Q. Oh, okay.  
 16 A. It's a male.  
 17 Q. And what does he go by?  
 18 A. "Kim."  
 19 Q. Okay. And he was born May 19th of 1961?  
 20 A. Yes.  
 21 Q. Todd was born February 27th of 1960?  
 22 A. Right.  
 23 Q. Is -- well, let's finish up with Todd.  
 24 When did Todd move out of your family  
 25 residence? How old was he?

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1 A. I want to say 18.  
 2 Q. And after that time, did he have occasion  
 3 to move back into the family residence?  
 4 A. No. I moved to Washington. And he  
 5 followed me there. And we bought him a townhouse.  
 6 Q. Okay.  
 7 A. It was really a condo. I'm sorry.  
 8 Q. Who's the owner of that condo now?  
 9 A. We've sold it.  
 10 Q. When you say "we," was that you and your  
 11 husband or...  
 12 A. Yes.  
 13 Q. Okay. So the title of the condo remained  
 14 in your name and your husband's name, correct?  
 15 MS. FISHER: Objection. Form.  
 16 A. We formed some sort of partnership with  
 17 Todd, my husband and me, somehow so that we could get  
 18 the write-off, but it would still be his or whatever.  
 19 Q. Okay. The -- the proceeds from the sale of  
 20 that condo, did you -- did you keep that or did Todd  
 21 get that?  
 22 MS. FISHER: Objection. Form.  
 23 A. I don't recall.  
 24 Q. When Todd lived in the family residence,  
 25 what was the first job that -- where he was employed?

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1 A. Okay. When he was 18, he moved out, so are  
 2 you talking about when he --  
 3 Q. Yeah. Prior to -- prior to when he was 18,  
 4 did --  
 5 A. Oh, he went to military school. So he  
 6 didn't -- you know, didn't have a job.  
 7 Q. And what military school did he go to?  
 8 A. It's in Portsmouth.  
 9 Q. That's okay. If it comes --  
 10 A. I can get the name for you, but it is in  
 11 Portsmouth.  
 12 Q. Okay. If it comes to you later, just --  
 13 just let us know.  
 14 A. Okay. It's on Frederick Boulevard. I know  
 15 that.  
 16 Q. And is that a school -- is that -- is that  
 17 a full-time school where it's overnight and the --  
 18 A. Full time.  
 19 Q. Okay. And so you would just see Todd  
 20 occasionally on weekends or for visits or those types  
 21 of things; is that right?  
 22 MS. FISHER: Objection. Form.  
 23 A. Right.  
 24 Q. Okay. And as far as when he lived in the  
 25 family residence, he was never employed; is that

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1 correct?

2 A. That's correct.

3 Q. Okay. Okay. Let's move on to Kim. And if  
4 you'd like to take a break -- we've been going for a  
5 an hour-and-a-half, if you would like to take a short  
6 break, we can or --

7 A. I would like to get it over with.

8 MS. KEYES: We appreciate you checking  
9 in with her, though.

10 Q. We'll keep going then.

11 A. If anybody else wants to, that's fine.

12 MR. STURM: Anybody else?

13 We'll keep going. Okay.

14 Q. Kim, is Kim currently married?

15 A. No. He's divorced.

16 Q. And when was he divorced, roughly?

17 A. I -- I can't recall. It's been awhile for  
18 both of them.

19 Q. And who was he married to?

20 A. Karen.

21 Q. Do you recall Karen's maiden name?

22 A. Not right now.

23 Q. And how long were they married?

24 A. Probably about seven years.

25 Q. Does Kim have any children?

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1 A. He has one.

2 Q. And that was with Karen; is that correct?

3 A. Yes.

4 Q. And what's the name of that child?

5 A. Kristen Anne.

6 Q. Arehart?

7 A. Yes.

8 Q. And how old is Kristen?

9 A. Eighteen.

10 Q. Where does she currently reside?

11 A. With her mother. In Virginia Beach. In  
12 Allenton.

13 Q. And I forgot to ask you this about Todd.  
14 How long was Todd married to Barbara?

15 A. Approximately three years.

16 Q. And Todd doesn't have any subsequent  
17 marriages; is that right?

18 A. No.

19 Q. And does Kim have any other marriages other  
20 than to Karen?

21 A. No.

22 Q. How frequently do you see Kristen? Does  
23 she go by Kristen or Kristen Anne?

24 A. Kristen.

25 Q. Kristen.

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1 How frequently do you see Kristen?

2 A. I see her quite a bit because Brittany  
3 comes every other weekend. And Kristen now drives  
4 and so she comes over to see me quite often; once,  
5 twice a week.

6 Q. Is Kristen still in school or has she  
7 graduated?

8 A. She's in her senior year.

9 Q. What school does she attend?

10 A. It's near her house. I don't know if it's  
11 Cox or -- I'm not sure which one it is right now.

12 Q. And what type of custody arrangement does  
13 Kim have?

14 A. He sees her all the time anytime he wants  
15 or she wants. There's --

16 Q. Is there -- but there's no -- there's no  
17 formal court order?

18 A. There might be a formal, but they don't  
19 adhere to that because, you know...

20 Q. Because she's old enough, she can decide  
21 for herself?

22 A. Yes.

23 MS. FISHER: Objection. Form.

24 Q. And within the last five years, have you  
25 provided any financial support to Kim, specifically

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1 for Kristen?

2 MS. FISHER: Objection. Form.

3 A. I would say not directly.

4 Q. How about to -- to Karen?

5 MS. FISHER: Objection. Form.

6 A. No.

7 Q. And I take it, do you also have some type  
8 of college fund set up for her as well to help her  
9 with college tuition?

10 A. Yes.

11 Q. And does she plan on going to college?

12 A. Yes.

13 Q. Do you know, where does she plan on going?

14 A. Well, she's trying -- she's already  
15 accepted at one, but she's trying for Virginia Tech  
16 and -- I don't know if it's George Mason. There were  
17 just a couple that she preferred to go to and she's  
18 waiting to hear from them.

19 Q. Okay. What does -- what does Kim do for a  
20 living?

21 A. He has his own business.

22 Q. And what is that?

23 A. It's Hudgins Interiors. It's a decorating;  
24 flooring, carpeting, tile.

25 Q. And when did Kim move out of your family

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1 residence?

2 A. The same time Todd did; 17, 18 time period.

3 Q. And did -- did Kim also attend military  
4 school?

5 A. Yes.

6 Q. And is it correct, then, that while he  
7 lived in the family residence, he did not have any  
8 employment; is that correct?

9 MS. FISHER: Objection. Form.

10 A. Correct. And the military school was  
11 Frederick.

12 Q. Frederick?

13 A. Military Academy.

14 Q. And what are your parents' names? Or I'm  
15 sorry. I already got your father, Rodney Mills.

16 What's your mother's name?

17 A. You've got that, too. Eleanore.

18 Q. And what is her maiden name?

19 A. Masters.

20 MS. FISHER: Objection. Asked and  
21 answered.

22 Q. That's right.

23 When you were growing up in your family  
24 household, did either your -- your brothers or your  
25 mother or your father, did anyone smoke -- or you?

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1 A. I don't smoke. My brothers didn't smoke.

2 My father might have smoked. And my mother did not.

3 Q. Have you ever smoked?

4 A. No.

5 Q. And so your brothers never smoked, to your  
6 knowledge?

7 MS. FISHER: Objection. Asked and  
8 answered.

9 A. Correct.

10 Q. And why is it you say your father may have  
11 smoked?

12 MS. FISHER: Objection. Form.

13 A. Because I'm not -- I'm not sure. Just I  
14 know that I'm sure about the others.

15 Q. Okay. I want to go back to your family  
16 residence, where you lived when you were a teenager  
17 when your father worked at the shipyard.

18 Where was the -- where was the laundry  
19 done?

20 A. In the kitchen.

21 Q. And can you describe for me, how big was  
22 the -- well, can you describe for me the -- the first  
23 floor of your house; approximately how big was that?

24 A. When you're young, everything appears big,  
25 but this was very small.

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1 Q. How many -- how many rooms were on the  
2 first floor?

3 MS. FISHER: Objection. Form.

4 A. One, two, three -- four and a bath.

5 Q. And so that would be a kitchen. Was there  
6 a family room?

7 A. A living room.

8 Q. A living room.

9 A. Two bedrooms.

10 Q. Was there a dining room?

11 A. No dining room. And a bath.

12 Q. So it was a rancher; is that right?

13 MS. FISHER: Objection to form.

14 Q. Or it was two floors?

15 A. Yeah. It was a one-floor.

16 Q. Okay. So there's -- there's a family room,  
17 there was a kitchen, one bedroom?

18 A. Two bedrooms.

19 Q. Two bedrooms.

20 MS. FISHER: Objection.

21 Q. Okay. And were there any other rooms other  
22 than that?

23 A. No.

24 Q. And -- and there were times -- there were  
25 occasions when you did laundry; is that right?

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1 MS. FISHER: Objection. Asked and  
2 answered.

3 A. Yes.

4 Q. When did you first start helping out with  
5 laundry?

6 A. Well, when I was around 12, 13, I started  
7 doing chores. And so I would say between 13 and 14.

8 Q. And when you first started helping out --

9 helping out with the laundry, what specifically did  
10 you do? Would you help fold? Would you help put the  
11 clothes out? What would you -- what would you help  
12 with?

13 MS. FISHER: Objection to form.

14 A. A pile of dirty clothes, we would pick up  
15 the clothes, shake them, check all the pockets to  
16 make sure there was nothing in there. And then we  
17 would put them in the washer, put in the soap powder  
18 and wash them.

19 Q. And would you shake all of the clothes?

20 A. Yes. Because if they had dirt on them, we  
21 didn't want to put that in the washing machine.

22 Q. Would you only shake clothes that had dirt  
23 on them?

24 MS. FISHER: Objection to form.

25 A. No.

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1 Q. Or would you shake all of them?

2 A. \*Just shake them all.

3 MR. STURM: And I'm sorry. Could you  
4 read back that answer?

5 (\*ANSWER READ.)

6 Q. Okay. Okay. So even the clean clothes you  
7 would shake out?

8 MS. FISHER: Objection. Asked and  
9 answered.

10 Q. Even the ones that weren't dirty, you would  
11 shake out --

12 MS. FISHER: Objection. Asked and  
13 answered.

14 Q. -- reasonably dirty?

15 A. All the clothes were dirty.

16 Q. Um-hum.

17 A. Had no way of knowing what was in  
18 pockets --

19 Q. Um-hum.

20 A. -- in the cuffs, so we would shake them and  
21 put them -- you know, check the pockets and then put  
22 them in the washer.

23 Q. Okay. Now, some of the clothes you would  
24 look at and you couldn't -- if they weren't covered  
25 with dirt, you couldn't tell they were dirty, right?

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1 MS. FISHER: Objection. Form.

2 A. - Just a normal routine was just picking up  
3 each piece of clothing, shaking it, checking it and  
4 putting it in the washer.

5 Q. Okay. So you would shake clothes that  
6 didn't appear to have dust or debris on it? You  
7 would shake that as part of your routine; is that  
8 right?

9 MS. FISHER: Objection. Asked and  
10 answered.

11 A. I would shake and straighten out everything  
12 that I put in.

13 Q. Okay. The clothes that were dusty, that  
14 had dust or dirt on them, whose clothes were they?  
15 Do you recall whose clothes had dust or dirt on them?

16 A. They all had dirt on them. Some were  
17 dirty -- you can't see the dirt, but they're dirty  
18 because they had been worn.

19 Q. Okay.

20 A. Dusty, more than likely, were the work  
21 clothes.

22 Q. As you think back to when you were a  
23 teenager, are you able to recall whether -- well,  
24 strike that.

25 When you were a teenager and you were doing

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1 the laundry, do you recall the condition of clothes  
2 that you believe your father wore to the shipyard?

3 MS. FISHER: Objection. Asked and  
4 answered.

5 A. Do I recall the condition of the clothes?

6 Q. Yes.

7 A. They were more noticeably dusty or white  
8 or -- or had, you know, obvious dirt or something on  
9 them than my brothers' clothes had.

10 Q. Okay. So thinking back to the time when  
11 you were a teenager, can you tell me what the dust or  
12 dirt, what it looked like on your father's clothing?

13 A. It was just kind of light dust, milky; you  
14 know, light rather than black.

15 Q. Okay. So you recall there being a  
16 light-colored dust on your father's clothing from the  
17 time when -- when you were a teenager and your father  
18 was working at the shipyard; is that right?

19 A. Yes.

20 Q. Okay. And there were time periods when you  
21 were doing your father's laundry when he didn't work  
22 at the shipyard, right?

23 A. Yes.

24 Q. Okay. And those clothes -- do you recall  
25 if those clothes had any dust or dirt on them?

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1 MS. FISHER: Objection to form.

2 A. A lot of those had grease.

3 Q. Okay.

4 A. You know.

5 Q. And when there was dust or dirt on these  
6 clothes, would you shake them out in the kitchen or  
7 would you take them outside and shake them out?

8 MS. KEYES: Objection to form.

9 MS. FISHER: Objection to form.

10 A. Unfortunately, I would just shake them  
11 right where I stood.

12 Q. Okay. Is that what your mother did, also?  
13 Is that what she taught you to do?

14 MS. FISHER: Objection.

15 A. I don't recall how she did them.

16 Q. Okay. Are you able to estimate for me the  
17 number of times that you recall shaking out clothes  
18 that were dusty during the one or two years that your  
19 father worked at the shipyard?

20 MS. FISHER: Objection to form.

21 A. I can't estimate how many times.

22 Q. Okay. Are you able to say if it was more  
23 or less than ten times that you specifically recall  
24 doing that?

25 MS. FISHER: Objection. Form.

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1 A. More than ten times, but I can't tell you  
2 how many.

3 Q. Okay. When you shook the dust, you  
4 wouldn't shake the dust at your face, you would shake  
5 it away from your body; is that right?

6 MS. FISHER: Objection to form.

7 A. Up and down.

8 Q. Okay. Would you hold it close to your body  
9 or would you hold it away from your body when you  
10 shook the clothes?

11 MS. FISHER: Objection to form.

12 A. I don't know. Arm's length, you know, but  
13 in front of me. I didn't --

14 Q. Okay.

15 A. -- pay attention to -- to that.

16 Q. So you would extend your arms at arm's  
17 length and shake the clothes, right?

18 MS. FISHER: Objection. Asked and  
19 answered.

20 A. Bent arms.

21 Q. Okay. Would you ever brush the -- brush  
22 any dust or debris off the clothing?

23 MS. FISHER: Objection to form.

24 A. I'm sure I did if it was more obvious than  
25 not.

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1 Q. When you shook the clothes out, I take it  
2 it was one of your objectives to not shake the dust  
3 and debris on yourself; is that a fair statement?

4 MS. FISHER: Objection to form. Asked  
5 and answered.

6 A. I didn't think about what I was shaking or  
7 doing other than to shake as much dust or dirt off of  
8 the clothes to put them in the washer. So I wasn't  
9 paying attention to whether I, you know, was trying  
10 to avoid getting it on me. I -- you know...

11 Q. So are you saying that you didn't mind  
12 getting dust and debris all over yourself when you  
13 were doing the laundry?

14 MS. FISHER: Objection to form.

15 A. No, I'm not saying that.

16 Q. Okay. So do you recall one way or another  
17 whether or not you would try not to get the dust or  
18 debris on yourself --

19 MS. FISHER: Objection. Asked and  
20 answered.

21 Q. -- when -- let me finish.

22 -- when you would shake the clothes out?

23 MS. FISHER: Objection. Asked and  
24 answered.

25 A. No, I don't recall.

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1 Q. Is it a fair statement that while your  
2 father worked at the shipyard, that the times that  
3 you did his laundry, there were occasions when his --  
4 his clothing was not dusty or dirty?

5 MS. FISHER: Objection. Form.

6 A. I don't recall that.

7 Q. Okay. Are you able to testify here today  
8 under oath that every time that you did his laundry  
9 while he worked at the shipyard that that laundry had  
10 dust or debris on it?

11 MS. FISHER: Objection. Form.

12 A. I don't recall.

13 Q. Okay. Did you ever see your mother take  
14 the clothes outside and shake them out?

15 MS. FISHER: Objection. Form, asked  
16 and answered.

17 A. I don't recall.

18 Q. Did you ever see your mother take the  
19 clothes and brush the clothes as opposed to shaking  
20 them?

21 MS. FISHER: Objection to form.

22 A. I don't recall.

23 Q. Did you ever see your father dust off his  
24 clothes or shake his own clothes out?

25 A. Never.

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1 Q. Okay. Do you recall if during the year or  
2 two that your father worked at the shipyard whether  
3 or not he was ever laid off for any period of time?

4 A. I don't recall.

5 (MS. KEYES EXITS THE CONFERENCE ROOM.)

6 Q. And, again, as you testified previously --  
7 Well, strike that.

8 Do you recall how your father brought home  
9 his work clothes?

10 MS. FISHER: Objection to form.

11 A. No.

12 Q. Whether he wore them or carried them?

13 A. No, I don't.

14 Q. And you can't give me a description of what  
15 any of those work clothes looked like?

16 MS. FISHER: Objection. Asked and  
17 answered.

18 Q. Correct?

19 A. Correct.

20 Q. Is it a fair statement that since your  
21 mother was disabled at the time, that she did the  
22 lion's share of the laundry?

23 MS. FISHER: Objection. Asked and  
24 answered.

25 A. Not necessarily.

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1 Q. Okay. Given that you were in school and  
2 that you had a part-time job, is it a fair  
3 statement -- and your mother was home all day, based  
4 on that, do you believe that your mother did most of  
5 the laundry?

6 A. I don't know what year she went out on  
7 disability, so that -- to me, having her home all day  
8 was not true because I don't recall coming home and  
9 finding her there.

10 Q. Okay. Unfortunately, we don't have your  
11 mother's disability records, so we're not able to say  
12 exactly when -- when she was on disability.

13 (MS. KEYES ENTERS THE CONFERENCE ROOM.)

14 A. I don't have that either.

15 Q. Okay. But would you agree with me that  
16 once your mother was on disability that the lion's  
17 share of the laundry responsibilities were your  
18 mother's?

19 MS. FISHER: Objection. Asked and  
20 answered.

21 A. All I recall is that we shared washing the  
22 clothes and doing other chores. Now, I can't say  
23 whether she did the majority, I did the majority, you  
24 know.

25 Q. Okay. Did your father ever tell you

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1 anything about his work at the shipyard?

2 A. No.

3 Q. So I take it, then, you don't have any  
4 information regarding the types of products or  
5 equipment that he either worked with or around?

6 MS. FISHER: Objection. Form.

7 Q. Is that correct?

8 A. No. Other than the title of the --

9 Q. Of his position?

10 A. -- of the job. Correct.

11 Q. Sure.

12 Or for that matter, the brand names, the  
13 manufacturers or the suppliers of the products or  
14 equipment that he worked with or around; is that  
15 right?

16 MS. FISHER: Objection. Form.

17 A. No.

18 Q. And you're not able to provide any names of  
19 any ships that your father worked on; is that  
20 correct?

21 A. Correct.

22 Q. Or how long he worked on those ships, the  
23 products he was working with on those ships, the  
24 areas of the ships where he worked, you're not able  
25 to provide any of that information, correct?

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1 MS. FISHER: Objection. Form.

2 A. No.

3 Q. Did you ever hear your father tell anyone  
4 else about those types of details about his work?

5 A. No.

6 MS. FISHER: Objection to form.

7 Q. And you're not able to testify whether your  
8 father's work involved repair, overhaul or new  
9 construction work --

10 MS. FISHER: Objection to form.

11 Q. -- on vessels?

12 A. No.

13 Q. Do you know other than -- do you know  
14 whether your -- your father worked on ships or if he  
15 had other responsibilities such as working in  
16 workshops? Do you have any idea on that?

17 A. No.

18 MS. FISHER: Objection. Asked and  
19 answered.

20 Q. And I take it, then, you don't know if your  
21 father ever worked on an overhaul of any type of --  
22 of any type of sea vessel, do you?

23 MS. FISHER: Objection. Asked and  
24 answered.

25 A. No.

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1 Q. Or if your father ever worked on or around  
2 work on a turbine or generator?

3 MS. FISHER: Objection. Asked and  
4 answered.

5 A. No.

6 Q. Or -- or if your father was around others  
7 who were doing such work?

8 A. No.

9 Q. And I take it you -- you've never  
10 personally had any contact with any representative of  
11 General Electric Company; is that a fair statement?

12 MS. FISHER: Objection to form.

13 A. Yes, I have not.

14 Q. Okay. How about your father?

15 MS. FISHER: Objection to form.

16 A. Not to my knowledge.

17 Q. And I take it you -- you have not had any  
18 occasion to review any manuals relating to any  
19 General Electric products?

20 A. No.

21 Q. And how about your father, do you know if  
22 your father ever reviewed any?

23 A. I have no idea.

24 MS. FISHER: Objection to form.

25 Q. During the course of your lifetime, have

Page 90

1 you seen any products that were manufactured by  
2 General Electric that you associate in any way with  
3 asbestos?

4 MS. FISHER: Objection to form.

5 A. I don't know what products are associated  
6 with General Electric.

7 Q. Okay. And is it a fair statement that to  
8 your knowledge, you were not exposed to any asbestos  
9 dust originating from any GE product during your  
10 lifetime?

11 MS. FISHER: Objection. Objection to  
12 form.

13 A. I have no knowledge.

14 Q. Okay. Or from any product for which  
15 General Electric was responsible for?

16 MS. FISHER: Objection to form.

17 A. Since I don't know what products are  
18 related to General Electric, I -- I have no idea  
19 then.

20 Q. Okay. The -- there were some work  
21 history -- you've seen the work history sheets that  
22 were provided, correct?

23 A. Yes.

24 Q. And the -- I take it you did not -- you did  
25 not type those work history sheets; is that right?

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1 MS. FISHER: Objection.  
2 Attorney-client privilege.

3 MS. KEYES: You can answer the  
4 question.

5 MS. FISHER: You can answer.

6 MR. BURNS: Would anybody strenuously  
7 object to a check-the-plumbing break?

8 MS. KEYES: No, that's fine. Do you  
9 want her to answer the pending question?

10 MR. BURNS: Oh, I'm sorry.

11 MS. KEYES: That's cool.

12 A. Yeah. Could I see what the form is and  
13 maybe it would --

14 Q. Sure. Do you recognize that? If -- if I  
15 can have it back, because there's --

16 A. Okay.

17 Q. I have some notes on the other pages,  
18 but --

19 A. Oh, okay.

20 MR. BURNS: I have a clean copy if you  
21 want.

22 MR. STURM: Okay.

23 Q. Do you recognize that? Do you need to see  
24 the whole document?

25 I'll tell you what, why don't we take a

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1 break?

2 A. Okay.

3 Q. And I'll -- I'll -- during the course of  
4 the break, I'll give it to you.

5 A. I just want to be sure I give you the right  
6 answer.

7 Q. Okay. Perfectly fine.

8 MR. STURM: Let's take a break.

9 Thanks.

10 (RECESS.)

11 (DEFENDANTS EXHIBIT NO. 1 MARKED FOR IDENTIFICATION.

12 BY MR. STURM:

13 Q. Ms. Anderson, we're back after a break.

14 During -- during the break, did you talk to  
15 your attorneys at all about the substance of your  
16 testimony?

17 MS. FISHER: Objection.

18 Attorney-client privilege.

19 You don't need to answer that.

20 Q. Okay. Ms. Anderson, for the -- for the  
21 record, you're -- you're not going to answer that  
22 question based on the instruction of counsel,  
23 correct?

24 A. Right.

25 Q. Okay. I'm handing you what's marked as

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1 Defendants Exhibit No. 1, and I think you've probably  
2 took a look at this during the course of the break.

3 These are the work history sheets that I was asking  
4 you about before the break.

5 A. Right.

6 Q. Have you seen those before?

7 A. Yes.

8 Q. Okay. When -- when have you reviewed  
9 those?

10 A. After I gave them information.

11 MS. KEYES: And then we'll just  
12 instruct you not to discuss the content of any  
13 information that you may have --

14 THE WITNESS: Okay.

15 MS. KEYES: -- given to us or any of  
16 our communications.

17 THE WITNESS: Okay. All right.

18 Q. Okay. The information in the work history  
19 sheets came from you.

20 A. Right.

21 Q. Are you -- are you aware of any other --  
22 did they -- are you aware of any other source from  
23 which this information came?

24 A. No.

25 Q. Okay. Starting with the work history sheet



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1 that's titled -- the first page is titled "Rodney  
2 Bailey Mills," your -- your father's work history  
3 sheet. And this is for the -- it's the Portsmouth  
4 Naval Shipyard.

5 First, is the Portsmouth Naval Shipyard, is  
6 that how the shipyard was known to you?

7 MS. FISHER: Objection. Asked and  
8 answered.

9 A. As far as I remember.

10 Q. Okay. And it says here that the date of  
11 the job was nine years from '47 to '56. And you've  
12 testified here today under oath that he worked there  
13 for approximately one to two years.

14 MS. FISHER: Objection to form. Is  
15 that a question?

16 A. Can I answer or --

17 MS. KEYES: Yes.

18 A. Okay. Filling out that form, that was the  
19 best of my knowledge. Trying to narrow it down, you  
20 know, with age and so forth, what I said today seems  
21 to be, you know, the most accurate.

22 Q. Okay. Thank you. That was -- that was my  
23 question.

24 Then there's an exhibit -- Exhibit A that's  
25 attached -- it's the second page. And this

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1 represents, according to the sheet, exposures that  
2 occurred at job sites. And there's a list of product  
3 manufacturers that are listed here. I take it --

4 And you've seen this, right, page 2?

5 MS. FISHER: David, I should ask, is  
6 the whole document a clean copy?

7 MR. STURM: Yes.

8 MS. FISHER: Okay. Thanks.

9 A. Now, would you repeat your -- your question  
10 on this?

11 Q. Well, I was -- I hadn't asked you --  
12 actually asked you a question.

13 But referring you to page 2 --

14 A. Um-hum.

15 Q. -- there's a list of product manufacturers  
16 there. I take it that none of those products or that  
17 information on that page came from you, correct?

18 A. Correct.

19 Q. Okay. And the remainder of the work  
20 history sheets, do those represent the employment  
21 where you believe that you were exposed to asbestos?

22 (PAUSE.)

23 A. I would say yes.

24 Q. Okay.

25 A. But that was to my knowledge.

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1 Q. Okay. The --

2 A. You know, it could have been --

3 Q. The -- the information that's contained in  
4 the remainder of these sheets, does that -- did that  
5 information come from you?

6 MS. KEYES: Objection.

7 MS. FISHER: Objection.

8 Q. Okay. I'll rephrase it. I'll rephrase it.

9 You've identified joint compound as the  
10 source of exposure in these -- in the remaining  
11 sheets.

12 Did that information come from you? Did  
13 you believe you were exposed to joint compound at  
14 these sites?

15 MS. FISHER: Objection.

16 Attorney-client privilege.

17 MS. KEYES: David, if you could -- I  
18 mean, I -- I'm not going to ask you how to ask the  
19 question; but if you could ask her does she believe  
20 that she was exposed rather than, you know --

21 MR. STURM: Well, either way, I mean,  
22 fine. We can -- we'll come back to it.

23 MS. KEYES: Okay.

24 Q. Why don't we -- now is probably a good time  
25 for us to go through your work history.

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1 A. Um-hum.

2 Q. After you moved out of your residence, you  
3 went and for two years you worked as an x-ray  
4 technician, correct?

5 A. Um-hum.

6 Q. Part of that was a school environment where  
7 they were teaching you the trade of working as an  
8 x-ray technician, correct?

9 MS. FISHER: Objection. Asked and  
10 answered.

11 A. Yes.

12 Q. Okay. And as part of that school, were you  
13 in an environment where there was radiation going on  
14 on an ongoing basis?

15 MS. FISHER: Objection. Form.

16 You can answer.

17 A. Yes.

18 Q. Okay. And can you describe for me how  
19 that -- how that program worked, what your duties  
20 were, what percentage of your time you were in school  
21 versus actually working in the field?

22 A. When you say "working in the field," the --

23 Q. In the hospital?

24 A. The training was a hand-on training and the  
25 work that the x-ray technicians did was to take

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1 x-rays for different problems that people had.  
 2 Q. So when you started out, did you start  
 3 out -- did you start out working with people who were  
 4 taking x-rays?  
 5 A. Originally.  
 6 Q. Okay. Okay. And what other duties did you  
 7 have aside from assisting with that?  
 8 A. Well, just certain classes we'd go to. So  
 9 part of the day would be class, part of the day would  
 10 be, you know, performing x-ray and also developing  
 11 x-rays.  
 12 Q. And were you taking classes the whole time  
 13 or did you only take classes for a period of a few  
 14 months, or how did that work?  
 15 MS. FISHER: Objection. Form.  
 16 A. Just part time.  
 17 Q. Okay. Do you recall how long the classes  
 18 lasted?  
 19 A. No. They weren't long.  
 20 Q. Did -- did you have classes for the entire  
 21 two years or did they stop after a period of time?  
 22 MS. FISHER: Objection to form.  
 23 A. No. They were just, you know, part of the  
 24 time; and the rest of the time, we took x-rays.  
 25 Q. Okay. Is it a fair statement, then, the

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1 majority of your time was involved taking x-rays and  
 2 then developing them; is that right?  
 3 MS. FISHER: Objection to form.  
 4 A. I would say yes.  
 5 Q. Okay. And did you take any precautions  
 6 when you were involved in taking x-rays?  
 7 A. Sure.  
 8 MS. FISHER: Objection to form.  
 9 Q. Okay.  
 10 A. Sure.  
 11 Q. Okay. What precautions did you take?  
 12 A. We wore lead aprons and we always stayed  
 13 behind the lead-enclosed partitions before we exposed  
 14 any x-ray.  
 15 Q. In -- are you able to provide for me how  
 16 many x-rays you would have been involved in taking  
 17 per day?  
 18 MS. FISHER: Objection to form.  
 19 Q. Approximately?  
 20 A. No.  
 21 Q. Was it pretty consistent that you would  
 22 have at least -- at least a couple each day?  
 23 MS. FISHER: Objection. Asked and  
 24 answered.  
 25 Q. In terms of x-rays that needed to be taken?

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1 A. At least a couple each day?  
 2 Q. Um-hum.  
 3 A. Sure.  
 4 Q. Okay. And did you work -- where in the  
 5 hospital did you work? Was that in the radiology  
 6 department?  
 7 A. Yes.  
 8 Q. Okay. And that's a restricted area?  
 9 MS. FISHER: Objection to form.  
 10 A. Not necessarily restricted.  
 11 Q. Okay.  
 12 A. It's next to the emergency room.  
 13 Q. After working at DePaul Hospital, what was  
 14 your next job? It says on your answers to  
 15 interrogatories, it says Owens-Illinois factory  
 16 worker at a bottling plant, and that was in  
 17 Charleston from 1960 to 1961?  
 18 A. Well, it was in the '60s. I don't remember  
 19 the exact date because towards the end of the year,  
 20 you know, I started working -- I went back to  
 21 Virginia. But it started in '60.  
 22 Q. Okay. And that was the next job you had  
 23 after working as an x-ray tech --  
 24 A. Right.  
 25 Q. -- at DePaul Hospital?

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1 The -- this bottling plant, do you recall  
 2 where in Charleston it was located?  
 3 A. It was on the Kanawha River right close  
 4 to -- close to the capital. I just remember going  
 5 across the bridge on the other side of the river.  
 6 And it didn't take me a lot of time to get there.  
 7 Q. And where in the -- in the bottling  
 8 facility did you work?  
 9 A. The plant is an open plant, so the lower  
 10 levels were open to the upper levels. The lower  
 11 levels had bottles that were coming off conveyor  
 12 belts. The upper levels had cartons that were made  
 13 and stapled for the bottles to go into. So I worked  
 14 on the upper level.  
 15 Q. So you worked around the boxes?  
 16 MS. FISHER: Objection. Form.  
 17 Q. The boxing portion of the assembly, right?  
 18 A. Yes.  
 19 Q. Did you work in any other areas of the  
 20 facility?  
 21 A. No.  
 22 Q. Do you recall any maintenance of machinery  
 23 that was going on around you at this facility?  
 24 MS. FISHER: Objection to form.  
 25 A. I don't recall.

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1 Q. Do you ever recall any -- seeing any  
2 insulation at this facility?

3 MS. FISHER: Objection. Form.

4 A. I don't recall.

5 Q. What was being bottled?

6 A. To my knowledge, nothing. They were just  
7 putting the bottles in the boxes and providing them  
8 to whatever company, you know, that used the bottles.

9 Q. Do you know, were the bottles empty or was  
10 there something in the bottles?

11 A. To my knowledge, they were empty.

12 Q. Okay. And do you recall any type of  
13 construction work taking place at this facility while  
14 you worked there?

15 MS. FISHER: Objection. Asked and  
16 answered.

17 A. I don't recall any.

18 Q. And let's see, after you finished working  
19 at -- after you left Owens-Illinois, you went to --  
20 you went back to Norfolk; is that right?

21 A. Yes.

22 Q. And do you recall where you worked at that  
23 time?

24 A. It seems like the next place I worked was  
25 with the government after that.

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1 Q. Okay. And was that --

2 A. The Fifth Naval District, is that the --

3 Q. Yes.

4 A. Yes.

5 Q. As a telephone operator?

6 A. Right. To get into the government, I took  
7 a part-time job as a telephone operator -- or a  
8 temporary job.

9 Q. And where was that located? Was that  
10 located on base?

11 A. Yes.

12 Q. And was that the Norfolk Naval Base?

13 A. Yes.

14 Q. The same one where your father had worked?

15 A. No.

16 Q. What was -- how was that -- how was that  
17 referred to compared to what -- the place where your  
18 father worked?

19 MS. FISHER: Objection to form.

20 Q. What's the difference there?

21 A. In Norfolk, you have Norfolk and Portsmouth  
22 and you have military facilities all over the place.

23 The one I originally worked at was like the  
24 Naval Air Station. CINCLANT Fleet that I worked at  
25 later was down Hampton Boulevard, so they are

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1 different locations.

2 Q. Okay. Okay. So what's listed here as  
3 Headquarters, Fifth Naval District, that is -- that's  
4 an air station; is that right?

5 A. Yes.

6 Q. Okay. And so there's no -- there's no ship  
7 work taking place at that -- at that site?

8 A. No. No.

9 Q. Okay. That was a temporary position; is  
10 that right?

11 A. Yes.

12 Q. The dates listed here are '62 to '63. Does  
13 that sound right to you?

14 A. Yes. Because it was like a 90-day  
15 position, and then I found a permanent one after  
16 that.

17 Q. Okay. And what was the permanent position?

18 A. I believe it was Oceana.

19 Q. Okay. That's what is indicated in your  
20 answers to interrogatories.

21 A. Um-hum.

22 Q. And it says from 1963 to 1967, you were a  
23 telephone operator supply clerk; is that -- is that  
24 correct?

25 A. Yes.

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1 Q. And I want to go back to the telephone  
2 operator position, the temporary position. That  
3 was -- and you worked in an office; is that right?

4 A. Yes.

5 Q. Okay. And do you recall any -- any type of  
6 maintenance work occurring around -- well, strike  
7 that.

8 Do you recall any type of construction work  
9 occurring around you?

10 A. I don't recall any at that time.

11 Q. Okay. Do you recall seeing any equipment  
12 being maintained or repaired around you?

13 MS. FISHER: Objection to form.

14 A. I don't recall.

15 Q. Okay. Moving on to the Oceana position,  
16 did you start there as a telephone operator?

17 A. Yes.

18 Q. And that was an office job?

19 A. Yes. It was in the main headquarters.

20 Q. Okay. The Oceana, that's a -- that's an  
21 air station. There isn't any ship work going on,  
22 right?

23 A. No.

24 MS. FISHER: Objection to form.

25 Q. The -- do you recall -- how long did you

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1 work as a telephone operator?

2 A. I would say close to a year and then got  
3 promoted to supply.

4 Q. And during that year as a telephone  
5 operator, do you recall any construction work going  
6 on around you?

7 MS. FISHER: Objection. Form.

8 A. I -- I -- I can't recall.

9 Q. And what were your duties as supply clerk?

10 A. Maintaining records of supplies that were  
11 issued and received and --

12 Q. And was that also an office job?

13 A. Yes.

14 Q. Do you recall any construction work  
15 occurring around you?

16 MS. FISHER: Objection to form.

17 A. In trying to recall any construction, there  
18 was always some sort of construction going on. And  
19 so I -- I can only tell you that I recall it being  
20 done, you know, at a lot of different places that I  
21 worked at in the government, but I can't tell you  
22 specifically which location.

23 Q. - Okay. You could say specifically that with  
24 respect to the Fifth Naval District position that you  
25 didn't recall any construction work going on around

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1 you, right?

2 MS. FISHER: Objection to form.

3 A. I can only say I don't recall it.

4 Q. Okay. How about Oceana, are you able to  
5 say whether or not that occurred at Oceana?

6 MS. FISHER: Objection. Asked and  
7 answered.

8 A. All I remember are partitions being put up  
9 and that type of work being done at a lot of the  
10 places I did work, but I don't know which ones  
11 specifically. It wasn't important to me at the time.

12 Q. Do you recall what the partitions were made  
13 out of and --

14 MS. FISHER: Objection. Form.

15 A. I don't know. Two-by-fours, drywall and  
16 then -- then the -- the mud they used and --

17 Q. And I don't want to mischaracterize your  
18 testimony, so correct me if I'm wrong. But if I'm  
19 understanding your testimony correctly, you're saying  
20 that there were places where you recall that work  
21 occurring, but you're not able to say that it  
22 specifically occurred at the Oceana Air Station while  
23 you worked there; is that right?

24 MS. FISHER: Objection. Form.

25 A. Right. It was always just a given: A new

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1 person would come in, an organization changed.

2 They'd -- they'd make more cubicles for people. You  
3 know, it just -- it was just a normal thing that you  
4 wouldn't pay attention to. So I don't know whether  
5 it was one place or the other or all of them.

6 Q. Okay. Do you recall seeing any equipment  
7 being repaired or maintained?

8 MS. FISHER: Objection. Form.

9 A. I don't -- don't recall.

10 Q. Okay. And how long did you work as a  
11 supply clerk?

12 A. Until I left Oceana and went to Dam Neck.

13 Q. Do you have an approximation how long that  
14 was?

15 A. Well, I know it's on the form.

16 Q. When you -- when you came up with the  
17 information that's in the interrogatory answers, were  
18 you referring to something else?

19 MS. FISHER: Objection. Form.

20 Q. Any other documents?

21 A. I was referring to dates that I was  
22 employed at these organizations. So what I provided  
23 you with is -- you know, is how long I worked at  
24 Oceana as a supply clerk.

25 Q. It's from your Social Security records; is

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1 that right?

2 MS. FISHER: Objection to form.

3 Q. It that what you're looking at?

4 A. Yeah. Or I would have personnel actions or  
5 things that I would keep a record of every time I  
6 moved from one job to the next.

7 Q. Okay. And do you have -- do you have notes  
8 at your house about that or records at your house --

9 MS. FISHER: Objection. Form.

10 Q. -- that relate to that?

11 A. I have -- I have my work records.

12 Q. And what do those consist of?

13 A. The date --

14 MS. FISHER: Objection. Form.

15 A. -- the date I started, the date I went to  
16 the next job and the job title that I had.

17 Q. Okay. And those -- did those come to you  
18 from the military? Did the military provide you  
19 that?

20 MS. FISHER: Objection --

21 A. Civil --

22 MS. FISHER: -- to form.

23 A. Civil Service.

24 Q. Okay.

25 MR. STURM: I would just ask that we

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1 it? Is there anything about that that's confusing to  
 2 you?  
 3 A. When you ask about equipment, I just try to  
 4 think of any kind of equipment --  
 5 Q. Okay.  
 6 A. -- you know.  
 7 Q. And that's -- that's what I'm asking.  
 8 A. And I -- I don't recall, you know.  
 9 Q. Okay. All right. The next job I have  
 10 listed for you is the Human Resource Management  
 11 Center on Tidewater Drive?  
 12 A. Yes.  
 13 Q. From '75 to '76; is that correct?  
 14 A. Um-hum.  
 15 Q. And you worked in the financial office  
 16 there?  
 17 A. Yes.  
 18 Q. And what was your title?  
 19 A. It should have been budget analyst.  
 20 Q. Okay. Yeah, budget and accounting analyst  
 21 is what's listed.  
 22 A. Um-hum.  
 23 Q. And what were your duties there?  
 24 A. Maintaining the books and budgeting.  
 25 Q. And so that was an office job and you

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1 weren't required to -- to leave the office as part of  
 2 your duties; is that correct?  
 3 A. Correct.  
 4 Q. And do you recall any construction work  
 5 going on at that location?  
 6 MS. FISHER: Objection to form.  
 7 A. I recall there being partitions, you know, --  
 8 put up. But I don't recall specifically, you know,  
 9 if that was -- you know, it's just -- it's so vague  
 10 to me.  
 11 Q. And what were those partitions made out of?  
 12 Were those temporary partitions or permanent?  
 13 MS. FISHER: Objection to form.  
 14 A. Well, whenever they made partitions, I'm  
 15 speaking of, you know, drywall, framing, you know,  
 16 subdividing, that type of thing. The other  
 17 partitions are just movable.  
 18 (MS. KEYES EXITS THE CONFERENCE ROOM.)  
 19 Q. Okay. Do you recall seeing any equipment  
 20 being maintained or repaired at that facility?  
 21 MS. FISHER: Objection. Form.  
 22 A. I don't recall.  
 23 Q. And the next site I have listed for you is  
 24 the CINC Atlanta --  
 25 A. CINCLANT Fleets.

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1 Q. CINCLANT Fleet.  
 2 A. Commander in Chief Atlantic Fleet.  
 3 Q. And how long did you work at the -- at that  
 4 site? It only has 1976 listed.  
 5 A. The job following that, was that also in  
 6 CINCLANT Fleet --  
 7 Q. It says --  
 8 A. -- in supply?  
 9 Q. -- Civil Engineer Departments, Naval  
 10 Station.  
 11 A. Okay. Well, I probably worked in the  
 12 CINCLANT Fleet almost a year and then got promoted to  
 13 go to the staff civil engineer's office.  
 14 Q. Okay. And at the CINCLANT Fleet, do you  
 15 recall any construction work taking place?  
 16 MS. FISHER: Objection to form.  
 17 You can answer.  
 18 A. Well, they were really old buildings. And,  
 19 as I say, I always saw things going on. But, you  
 20 know, other than vaguely remembering these things, I  
 21 can't be specific any more than that.  
 22 (MS. KEYES ENTERS THE CONFERENCE ROOM.)  
 23 Q. And do you -- do you recall whether you saw  
 24 any equipment being maintained or repaired --  
 25 MS. FISHER: Objection to form.

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1 Q. -- at that site?  
 2 A. No, I don't recall.  
 3 Q. Moving on to the civil engineering  
 4 department, was that the next job you had?  
 5 A. Yes.  
 6 Q. And it says here that you worked there from  
 7 1976 to 1978 as a supervisory budget analyst. Does  
 8 that sound correct?  
 9 A. Yes.  
 10 Q. And that was an office job?  
 11 A. Yes.  
 12 Q. And you weren't required to go other places  
 13 as part of that job?  
 14 A. No.  
 15 Q. And do you recall any construction work  
 16 taking place at that facility?  
 17 A. No, I don't recall.  
 18 Q. Do you recall seeing any equipment being  
 19 maintained or repaired at that facility?  
 20 A. I don't recall.  
 21 Q. The next -- next job I have listed here is  
 22 with the Atlantic Fleet Headquarters Support,  
 23 Financial Office from 1978 to 1980 as a budget and  
 24 accounting analyst. Is that -- is that correct?  
 25 A. Yes.

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1 Q. Okay. Was that consistent with your --  
 2 your memory?  
 3 A. Yes.  
 4 Q. Okay. And was that an office job?  
 5 A. Yes.  
 6 Q. And you weren't required to go other places  
 7 as part of that job?  
 8 A. No.  
 9 Q. Do you recall seeing any construction work  
 10 at that site?  
 11 A. Well, it's a part of the CINCLANT Fleet  
 12 compound; same thing, old buildings. And, you know,  
 13 I recall things being done; but, you know, I can't be  
 14 any more specific than that.  
 15 Q. Okay. When you say recall -- you recall  
 16 things being done, you can't give me any more detail  
 17 than that?  
 18 A. No. Just the same type of thing I had  
 19 mentioned before. Work in civil service, you worked  
 20 in a lot of old buildings at that time and they all,  
 21 just as a given, had things going on. And, you know,  
 22 I -- I -- it wasn't real important to me at that time  
 23 to have to pay attention to what other people were  
 24 doing.  
 25 Q. Do you recall any equipment being

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1 maintained or repaired at that site?  
 2 A. I -- I don't recall.  
 3 Q. The next facility listed -- strike that.  
 4 The next job listed here is the civil  
 5 service from 1980 to 1985 in Washington, DC, as an  
 6 accounting or budget analyst.  
 7 Is that -- is that consistent with your  
 8 memory as far as your employment?  
 9 A. Yes.  
 10 Q. And that was an office job?  
 11 A. Yes.  
 12 Q. And you weren't required to go work at  
 13 other locations as part of that job?  
 14 A. No.  
 15 Q. And do you recall any construction work  
 16 going on at that facility?  
 17 A. I -- I don't recall.  
 18 Q. Do you recall any equipment being  
 19 maintained or repaired at that facility?  
 20 A. No, I don't recall.  
 21 Q. The next job I have listed here is the  
 22 Captain Quarters Resort Hotel. That's the hotel that  
 23 you -- you owned, correct?  
 24 A. Yes.  
 25 Q. 1985 to 2000, is that consistent with your

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1 memory?  
 2 A. Yes.  
 3 Q. And you were the -- you were the GM. You  
 4 were calling the shots there, right?  
 5 A. (Witness moves head up and down.)  
 6 MS. FISHER: Objection to form.  
 7 Q. Yes?  
 8 A. Yes.  
 9 Q. And what -- do you recall construction work  
 10 occurring at the hotel while you were an owner?  
 11 A. Yes. We built the hotel.  
 12 Q. And did you hire a general contractor to --  
 13 A. Yes.  
 14 Q. Who did you hire?  
 15 A. Maciola.  
 16 Q. How do you spell that?  
 17 A. I'll have to guess. It's M-a-c-i-o-l-a.  
 18 Mike, I believe his name was.  
 19 Q. And was that the name of the business?  
 20 What was the name of the business?  
 21 A. His construction company? I vaguely  
 22 remember Maciola Construction.  
 23 Q. Are they still in business today?  
 24 A. I don't think so.  
 25 Q. Do you know where Mr. Maciola is today?

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1 A. No.  
 2 Q. And while the construction was taking  
 3 place, did you periodically go to the site to check  
 4 on the progress of construction?  
 5 A. Yes.  
 6 MS. FISHER: Objection to form.  
 7 A. Yes.  
 8 Q. Okay. And are you able to provide any  
 9 details about any construction work that was going on  
 10 on those occasions when you would be at the site?  
 11 A. My main focus at that time was handling the  
 12 finances and making sure that I got lien waivers from  
 13 all the subs that he hired before I released any  
 14 money.  
 15 So my brother would be more into the  
 16 progress of the construction phase with the  
 17 contractor. Mine was more in the paperwork and  
 18 making sure that I got released of any liens.  
 19 Q. Okay. And which brother are you referring  
 20 to?  
 21 A. Bruce.  
 22 Q. Okay. So based on your answer, is it -- is  
 23 it your testimony that you don't recall any of the  
 24 work going on on the occasions that you -- you  
 25 visited the construction of the hotel?

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1 MS. FISHER: Objection to form.  
 2 A. I didn't say that.  
 3 Q. Okay. Well, what -- what can you tell me  
 4 about the construction work that was going on on the  
 5 occasions when you were present on-site?  
 6 A. I don't know. There was always a list of  
 7 what had to be done by a certain date and the monies  
 8 that had to be available at that time. So I would  
 9 make sure that they were done as far as checking with  
 10 my brother and -- and I would walk through the site.  
 11 But --  
 12 Q. On those occasions, what were the -- what  
 13 were the workers doing?  
 14 A. Pilings that went in, framing that was  
 15 done, appliances that were delivered. I had to make  
 16 sure that all of the -- the furniture and furnishings  
 17 were selected and ordered and on time.  
 18 Q. Okay. You saw the pilings going in, you  
 19 saw framing work and then appliances and furnishings.  
 20 Any other work that you recall during the  
 21 occasions that you visited the construction of the  
 22 hotel?  
 23 MS. FISHER: Objection. Asked and  
 24 answered.  
 25 A. A lot of what I had to do was like dealing

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1 with the city, the parking lot, the -- you know, the  
 2 pool inspectors, you know. So I can't think of, you  
 3 know, other things that I was concentrating on.  
 4 Q. Okay. And then in 2000 -- after 2000, what  
 5 was your next job?  
 6 A. I retired.  
 7 Q. Okay. And that was for -- your intent at  
 8 that time was to retire for good; is that right?  
 9 MS. FISHER: Objection to form.  
 10 A. It was, but it didn't turn out that way.  
 11 Q. Okay. Well, how did things turn out?  
 12 A. My son started up a business, so I had been  
 13 working for him full time for free. When you're  
 14 retired, you're considered free.  
 15 Q. So how long did you help your son out for?  
 16 A. Up until I found out about my condition.  
 17 Q. And which son are you -- well, there's only  
 18 one son.  
 19 A. Kim.  
 20 Q. And he has --  
 21 A. Hudgins Interiors.  
 22 Q. And it's sort of an interior -- he does  
 23 interior flooring type of work; is that right?  
 24 MS. FISHER: Objection to form.  
 25 A. Yes.

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1 Q. Okay. And how would you -- in what way did  
 2 you help your son out?  
 3 A. I was his bookkeeper. I helped him out  
 4 financially. I -- when he had to be off, I had the  
 5 power to sign the checks.  
 6 Q. Okay. And since that time, has your son  
 7 hired anyone to perform that work?  
 8 MS. FISHER: Objection to form.  
 9 A. He can't afford to.  
 10 Q. Now, other than the employment that we've  
 11 talked about, up until now, during the course of  
 12 deposition, do you recall any other employment that  
 13 you had during the course of your lifetime?  
 14 MS. FISHER: Objection. Asked and  
 15 answered.  
 16 A. No.  
 17 Q. Is your father alive today?  
 18 A. I wished he was. I could find out  
 19 something.  
 20 Q. Sure.  
 21 A. No, he's not.  
 22 Q. Okay. And when did your father pass?  
 23 A. I think it was '86 or '87.  
 24 Q. And what was the cause of death?  
 25 A. Lung cancer.

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1 Q. And do you know if that was in any way  
 2 related to smoking?  
 3 MS. FISHER: Objection to form.  
 4 A. I have no way of knowing.  
 5 Q. Okay. Is there -- in your family, is there  
 6 any other history of cancer that you're aware of?  
 7 MS. FISHER: Objection to form.  
 8 A. No.  
 9 Q. So, for instance, your grandparents, are  
 10 you aware of either of your grandparents having any  
 11 type of cancer?  
 12 MS. FISHER: Objection. Asked and  
 13 answered.  
 14 A. No.  
 15 Q. The -- your -- your children, what's -- how  
 16 is Kim's health?  
 17 MS. FISHER: Objection.  
 18 A. Good.  
 19 Q. And how is -- how is Todd's health?  
 20 MS. FISHER: Objection to form.  
 21 A. Good.  
 22 Q. Do you know if either of them are actively  
 23 being treated for any medical condition?  
 24 A. No, they're not.  
 25 Q. Okay. When you were growing up, did your

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1 father do any -- any vehicle repair work?

2 MS. FISHER: Objection to form.

3 A. Not that I'm aware of.

4 Q. Your -- your first husband, Mr. Arehart,  
5 did he perform any type of motor vehicle work?

6 A. No.

7 Q. And how about your sons, are you aware of  
8 your sons performing any motor vehicle work during  
9 the time they resided with you?

10 A. No.

11 Q. Do you know the names of any -- any people  
12 who worked with your father at the -- at the  
13 Portsmouth Shipyard?

14 A. You asked that before, but no.

15 Q. Okay. I thought I had asked about your  
16 cousins; but, anyway, it doesn't matter.

17 A. No. Workers.

18 Q. In any of the -- well, strike that.

19 At your high school, do you recall any  
20 construction work going -- occurring while you  
21 attended that high school?

22 MS. FISHER: Objection. Asked and  
23 answered.

24 A. I don't recall.

25 Q. And what school did you attend prior to --

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1 I forget the name of it. It was "Catholic"  
2 something.

3 A. Norfolk Catholic.

4 Q. Norfolk Catholic.

5 A. Oceana.

6 Q. Was that Oceana Middle School or --

7 A. It was high school.

8 Q. Okay.

9 A. But I only went through the eighth grade.

10 Q. And do you recall any construction work  
11 occurring at the Oceana High School?

12 A. I can't recall.

13 Q. Prior to Oceana, what school did you  
14 attend?

15 A. I attended that from the first grade --

16 Q. Okay.

17 A. -- to eighth.

18 Q. I take it you wouldn't remember any  
19 construction work that occurred in kindergarten, I  
20 take it, or preschool for that matter; is that right?

21 MS. FISHER: Objection to form.

22 A. I don't recall going to preschool.

23 Q. Okay. So the dust on your father's  
24 clothing when he worked at the shipyard, is it a fair  
25 statement that you don't know if that dust came from

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1 his work aboard ships versus his work elsewhere at  
2 the Norfolk ship -- at the Portsmouth Shipyard?

3 MS. FISHER: Objection to form.

4 Q. Is that a fair statement?

5 A. I have no way of knowing.

6 Q. Okay. Or whether or not that dust, in  
7 fact, came from the shipyard itself.

8 MS. FISHER: Objection to form.

9 Q. Is that right?

10 A. I have no way of knowing.

11 Q. Now, you talked about helping out your son,  
12 Kim. Other than -- other than that work, you did not  
13 have any plans to -- to go back into the workforce in  
14 the future; is that right?

15 MS. FISHER: Objection to form.

16 A. No. I planned to retire and travel, and I  
17 did start out traveling.

18 Q. Okay. And on your tax returns, there's no  
19 one that -- you don't have any dependents on your --  
20 on -- that you claim on your tax returns?

21 MS. FISHER: Objection to form.

22 A. No.

23 Q. As far as the -- the -- the illness, you've  
24 been diagnosed with mesothelioma; is that what the  
25 doctors have told you?

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1 A. Yes.

2 Q. Okay. And can you tell me, are there  
3 activities that you can't do now that you're able to  
4 do before your diagnosis?

5 A. Absolutely.

6 Q. Okay. And what are -- what are those  
7 things?

8 A. Breathing, sleeping, eating. Doing things  
9 with my family and for them, having other people have  
10 to wait on me and drive me places. So there are just  
11 a lot of things that have changed.

12 Q. Have you had to hire anyone to perform any  
13 of those -- any of the functions around your house or  
14 anything like that since being diagnosed?

15 A. I have a landscaper now. I used to work in  
16 the yard all day long, and I can't get out at all.

17 I'm in the process of hiring a housekeeper when I get  
18 home because I can't even clean my house. And then,  
19 of course, I depend on my husband to do things that I  
20 used to do.

21 Q. And that's -- is that primarily like work  
22 around the house, those types of things?

23 MS. FISHER: Objection. Form.

24 A. Going to the grocery store, going to pick  
25 up my medicine, taking me to the doctors, taking



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1 things to my children that I would have done before,  
2 taking my grandchildren to places I would have taken  
3 them.

4 Q. Okay. Prior to the time of your  
5 diagnosis -- I think I have a list here.

6 Are you okay? Do you need to take a break?

7 A. No, I'm fine.

8 Q. Okay. Okay. I'm almost finished.

9 The -- I want to make sure I have the --  
10 well, strike that.

11 Growing up, who was your family doctor?

12 A. Oh, golly. I can't remember his name. I  
13 know he's passed away, but we only went to a doctor  
14 when we actually hurt ourselves in those days.

15 Q. Okay. Do you recall where his office was  
16 located?

17 A. Somewhere in Oceana.

18 Q. And --

19 A. It was in a house.

20 Q. Do you recall when -- when -- approximately  
21 when did he pass away?

22 A. Oh, I have no idea. He was old when --  
23 when I went to him.

24 Q. How -- how old were you when you stopped  
25 treating with -- with this family doctor?

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1 A. I don't -- I don't know that.

2 Q. Okay. Who -- who was your next family  
3 doctor?

4 A. I guess when -- when I got pregnant was the  
5 next doctor. They weren't necessarily family  
6 doctors. They were just doctors I needed at the  
7 time.

8 Q. Okay. Do you recall who that doctor was?

9 A. I think his name was Delora and he was --  
10 at that time, he was in Norfolk.

11 Q. Okay. What other doctors have you seen  
12 other than Dr. Delora and your family doctor growing  
13 up?

14 MS. FISHER: Objection to form.

15 Q. And you -- you don't have to tell me about  
16 the doctors you've seen relating to your mesothelioma  
17 diagnosis, because I --

18 A. You have those.

19 Q. -- I -- I'll -- I have some of those, yes.

20 A. You mean like an eye doctor or --

21 Q. No. A doctor that you treated for a  
22 physical condition. You don't have to tell me about  
23 eye doctors.

24 A. Okay. I had -- I had a tumor removed and  
25 that was through the Navy.

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1 Q. And --

2 A. And it was nonmalignant.

3 Q. When did -- when did you have that  
4 procedure?

5 A. I know it's in my medical history. I want  
6 to say -- I want to say '89 for some reason. But you  
7 can refer to the medical records for sure.

8 Q. Yeah. I don't have them, but --

9 A. Okay.

10 Q. The non --

11 A. It was --

12 Q. Go ahead.

13 A. And it was an ovarian cyst.

14 Q. And following that removal, did you have  
15 any follow-up treatment for that other than routine  
16 checkups?

17 A. Just routine.

18 Q. Okay. Do you recall who performed that  
19 surgery?

20 A. There were several military doctors, but  
21 they all kind of interchanged. I'm sure my medical  
22 records have the actual name.

23 Q. Okay. Any other doctors you can recall  
24 being treated by other than for the ovarian cyst,  
25 Dr. Delora and your family doctor growing up?

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1 MS. FISHER: Objection to form.

2 A. No. That's the only kind of illness I  
3 consider having.

4 Q. Okay. And other than the cyst operation  
5 and relating to childbirth, have you had any other  
6 prior hospitalizations?

7 A. I had a broken leg when I was young.

8 Q. Anything else?

9 A. Nothing -- nothing other than what's  
10 happened since this year.

11 Q. Okay. And so no other surgeries other than  
12 what we've already discussed?

13 A. Right.

14 MS. FISHER: Objection. Asked and  
15 answered.

16 Q. And no other emergency room visits other  
17 than what we've already discussed?

18 A. No.

19 Q. Okay. I want to ask you about any  
20 facilities that you've been to for treatment such as  
21 hospitals. Do you recall -- sorry. I don't think I  
22 have a list.

23 What hospitals have you gone to for  
24 treatment? And, again, this is prior to your  
25 diagnosis.

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1 MS. FISHER: Objection. Asked and  
2 answered.  
3 A. Okay. Virginia Beach General. It's -- now  
4 is called Sentara, and that was when I had the cyst.  
5 And that's the only hospital I've been to until my  
6 condition.  
7 Q. And did you deliver your children in a  
8 hospital?  
9 A. DePaul.  
10 Q. Okay. Any other hospitals that you can  
11 recall having received treatment at prior to your  
12 diagnosis?  
13 MS. FISHER: Objection. Asked and  
14 answered. Objection. Asked and answered.  
15 A. Not that I recall.  
16 Q. Can you tell me when -- when's the first  
17 time you -- you felt a symptom or condition relating  
18 to the meso diagnosis that you received?  
19 A. June.  
20 Q. Okay. And what was the -- what was the  
21 first symptom you felt?  
22 A. I kept coughing and -- and I went to the  
23 doctor for the cough. So that was the first symptom.  
24 Q. Okay. And did -- at that time -- and as of  
25 June of 2006, did you have any shortness of breath at

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1 that time?  
2 A. It was more coughing.  
3 Q. Okay. And had you had those coughing type  
4 of symptoms -- was there anything different about  
5 that cough compared to a normal -- other colds that  
6 you had, other coughs that you had?  
7 A. Well, in March of 2006, I was on our  
8 vacation in Florida completely healthy, no problems  
9 whatsoever. So between March and June, I just  
10 started coughing and then went to the doctor when it  
11 got to the point where it was starting to hurt me.  
12 Q. Okay. Have you ever had any doctor tell  
13 you that your condition was not related to asbestos?  
14 MS. FISHER: Objection to form.  
15 A. No.  
16 Q. Okay. I think we're almost done.  
17 Through the course of this deposition  
18 today, did you testify regarding all of the exposures  
19 to asbestos-containing products that you are aware  
20 of?  
21 A. Yes.  
22 MS. FISHER: Objection to form.  
23 Q. And all of the asbestos-containing products  
24 that you believe you were exposed to?  
25 MS. FISHER: Objection to form.

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1 A. To my knowledge.  
2 Q. And have you identified the manufacturers  
3 of -- all of the manufacturers of asbestos-containing  
4 products that you believe you were exposed to?  
5 MS. FISHER: Objection to form.  
6 A. To my recollection, yes.  
7 Q. And, again, I may have asked you this  
8 before, but your father didn't tell you anything  
9 about the details of his work, correct?  
10 MS. FISHER: Objection. Asked and  
11 answered.  
12 A. No.  
13 Q. So he wasn't the type of father who comes  
14 home and -- and brings his work home and discusses  
15 his work; is that -- is that correct?  
16 MS. FISHER: Objection to form. Asked  
17 and answered.  
18 A. I guess I didn't pay attention to that at  
19 that time. I'm sure he discussed his work, but it  
20 wasn't an ongoing sort of a thing.  
21 Q. Okay. But nothing -- well, as you sit here  
22 today, can you recall instances where your father  
23 would tell you about what he was doing at work?  
24 MS. FISHER: Objection to form. Asked  
25 and answered.

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1 A. I don't recall.  
2 Q. Okay. And do you have any clarifications  
3 or modifications or any changes to the testimony  
4 you've given so far?  
5 MS. FISHER: Objection to form.  
6 A. That's to the best of my knowledge what --  
7 what I recollect over the years.  
8 MR. STURM: Okay. Thank you,  
9 Ms. Anderson.  
10 THE WITNESS: Thank you.  
11 MR. STURM: Next.  
12 MS. FISHER: I think we'll take a  
13 quick break. Five minutes okay?  
14 MR. STURM: Um-hum.  
15 (RECESS.)  
16 CROSS-EXAMINATION  
17 BY MR. ZIOGAS:  
18 Q. Ms. Anderson, I have a few questions,  
19 probably about five minutes' worth.  
20 A. Sure.  
21 Q. If you don't understand anything I'm asking  
22 you, please let me know.  
23 My name is Bob Ziogas, and I'll be as brief  
24 as I can.  
25 When you were training for the x-ray

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1 technician job, was there anytime when other  
2 technicians were actually doing the x-rays and you  
3 were observing? Did I understand that correctly?

4 A. Yes.

5 Q. In the context of you observing that  
6 process, was there anytime where you did not wear a  
7 protective apron or remain behind the -- the  
8 partitions?

9 A. No.

10 MS. FISHER: Objection. Form.

11 Q. Never. And is that also true at any time  
12 when you were actually taking the x-rays when you  
13 became a technician?

14 A. That's correct.

15 Q. Okay. Did you ever see your father smoke  
16 during your lifetime or his lifetime?

17 MS. FISHER: Objection to form.

18 A. I'm not as sure about my father as I am  
19 certain about the rest of my family members --

20 Q. But --

21 A. -- so there's a possibility that he did  
22 smoke.

23 Q. But as you sit here today, my question is:  
24 Do you remember ever seeing him smoke?

25 MS. FISHER: Objection. Asked and

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1 answered.

2 You can answer.

3 A. I'm trying to think.

4 MS. FISHER: Yes. I just want to make  
5 sure.

6 Q. You either remember or you don't. And if  
7 you don't remember, just -- you can tell me.  
8 That's -- that's fine.

9 A. I really can't say for sure. I want to  
10 give you the right answer, but I can't remember that.

11 Q. Fair enough.

12 Did either of your husbands smoke?

13 MS. FISHER: Objection. Form.

14 A. My first husband smoked.

15 Q. Okay. And what -- did he smoke cigarette,  
16 pipe, cigars?

17 A. Cigarette.

18 Q. Cigarette.

19 And how many packs per day did he smoke  
20 while you were married and living with him, on the  
21 average?

22 MS. FISHER: Objection to form.

23 A. I don't know how many.

24 Q. Can you approximate?

25 MS. FISHER: Objection to form.

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1 Q. More than a pack a day?

2 A. I can't be sure because the majority of the  
3 days and evenings, he was not with me.

4 Q. Now, you say your husband has not smoked?

5 MS. FISHER: Objection to form.

6 A. He -- he smokes a cigar occasionally.

7 Q. And that's all he's ever smoked since  
8 you've been married to him?

9 A. Yes.

10 Q. And when you say "occasionally," how often  
11 would he smoke cigars?

12 MS. FISHER: Objection to form.

13 A. Maybe when he walks the dog.

14 Q. Okay.

15 A. He doesn't smoke inside.

16 Q. Never smoked in the house?

17 A. Never.

18 Q. Okay. And you mentioned your father had  
19 died of lung cancer. Do you know whether he ever  
20 made any type of claim for an asbestos-related  
21 injury?

22 MS. FISHER: Objection to form.

23 A. To my knowledge, he never did.

24 Q. And no one medical care provider otherwise  
25 ever told you what the cause of his lung cancer may

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1 have been?

2 MS. FISHER: Objection. Form.

3 A. No. We didn't know to look for anything  
4 else.

5 Q. Okay. And do you still have that work  
6 history in front of you?

7 A. I don't, but I might remember your asking.

8 Q. I'll just ask you to look at one page real  
9 briefly.

10 A. Okay.

11 MS. FISHER: Thank you, David.

12 MR. STURM: Um-hum.

13 Q. And it's actually Exhibit A to your  
14 father's work history, Ms. Anderson.

15 Do you see Exhibit A which says, "Asbestos  
16 used on this job"?

17 A. This one? Okay.

18 Q. And I just want to make sure that I  
19 understood correctly what you testified to  
20 previously. The information on that document did not  
21 come from you; is that correct?

22 MS. FISHER: Objection.

23 Attorney-client privilege.

24 Q. You can answer.

25 MS. KEYES: We'll determine whether

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1 she can answer when we assert a privilege.

2 MS. FISHER: I mean, Mary --

3 MR. ZIOGAS: Well, I'm entitled to  
4 know whether she has personal knowledge of this  
5 information. That's what I'm --

6 MS. FISHER: And I think it's been  
7 covered, and I understand where you're going. I just  
8 do not want to get into communications between her  
9 and counsel.

10 MR. ZIOGAS: Sure. I didn't ask her  
11 what she told her lawyers.

12 Q. Ms. Anderson, do you have personal  
13 knowledge of the information that's on that document,  
14 Exhibit A?

15 MS. KEYES: There you go.

16 MS. FISHER: That's okay.

17 A. Did I have?

18 Q. Did you have personal knowledge of the  
19 information that's on that page?

20 A. No.

21 Q. Okay. And today, do you have any personal  
22 knowledge of it?

23 A. No.

24 Q. And you did not create this page?

25 A. No.

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1 Q. Okay. Have you -- since you learned of  
2 your illness, Ms. Anderson, have you personally taken  
3 any steps to try to identify any coworkers of your  
4 father?

5 MS. FISHER: Object to form.  
6 You can answer.

7 A. Yeah. No. That was so long ago, you know,  
8 and we lived in a rural area at that time. So, you  
9 know, it wasn't like you had neighbors.

10 Q. Okay. But you haven't made any attempts  
11 since you learned of your illness to try to locate  
12 any coworkers, right?

13 A. No.

14 Q. And have you ever, based on the information  
15 you gave today -- I'll try to be brief and I'm going  
16 to lead you a little bit -- you've never lived in  
17 Richmond personally, the City of Richmond?

18 MS. FISHER: Objection to form.

19 A. No.

20 Q. Have you ever lived in the City of  
21 Richmond, Ms. Anderson?

22 A. I just said no.

23 Q. Okay. And have you ever worked in the City  
24 of Richmond?

25 A. No.

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1 Q. And did your father ever work in the City  
2 of Richmond, to your knowledge?

3 A. Not to my knowledge.

4 Q. As far as you know, did the -- any  
5 coworkers of your father with whom he may have worked  
6 around, did they ever work in the City of Richmond?

7 MS. FISHER: Objection. Form.

8 A. I don't know any of them, so...

9 Q. Have -- are any of the medical care  
10 providers that you've seen as a result of the illness  
11 you claim in this suit been in the City of Richmond?  
12 Do they have a practice in the City of Richmond?

13 MS. FISHER: Objection. Form.

14 A. I don't know that answer.

15 Q. All right. You haven't been to the City of  
16 Richmond to be treated by any doctor or see any  
17 medical care provider?

18 A. No.

19 Q. Okay. Do you have any personal or business  
20 contacts in the City of Richmond?

21 A. No.

22 Q. And have you ever had any personal or  
23 business contacts in the City of Richmond?

24 A. No.

25 MR. ZIOGAS: That's all the questions

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1 I have, Ms. Anderson. Thank you.

2 MR. PORETZ: Okay. Ms. Anderson, I  
3 guess I'll go next. My name is Jeff Poretz.

4 CROSS-EXAMINATION

5 BY MR. PORETZ:

6 Q. First, let ask you, the original answers to  
7 interrogatories that you prepared in this case, they  
8 never mentioned any construction work before 1978.  
9 Do you recall that?

10 MS. FISHER: Objection. Asked and  
11 answered.

12 Q. Do you remember your original answers to  
13 interrogatories --

14 MS. FISHER: Objection. Asked and  
15 answered.

16 Q. -- that you prepared?

17 A. Yes.

18 Q. In your original answers to  
19 interrogatories, you mentioned construction work. Do  
20 you recall that?

21 A. Construction maintenance, you know.

22 Q. Fair enough. And -- and we talked about  
23 some of that construction and maintenance work today,  
24 correct?

25 A. Um-hum.

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1 Q. Is that right?

2 A. Yeah. We talked about the construction  
3 work. He mentioned.

4 Q. And the original answers to interrogatories  
5 only mentioned construction work from 1978 to 1985.  
6 Do you recall that?

7 MS. KEYES: Jeff, I'll -- I'll  
8 represent that we -- we've since amended that and  
9 that was a clerical error and did not accurately  
10 reflect the information that Ms. Anderson provided.

11 Q. Ms. Anderson, you swore to the original  
12 answers to interrogatories, correct?

13 A. Yes.

14 Q. In your original answers to  
15 interrogatories, you -- you mentioned construction  
16 work from 1978 until 1985, correct?

17 MS. KEYES: Jeff, could you put a  
18 document in front of her so it's not a memory quiz  
19 here?

20 MR. PORETZ: Sure. I'll be happy to.  
21 Just so the record can reflect that I'm showing you  
22 your original answers to interrogatories.

23 Q. Do you recall this response?

24 MR. COOK: What -- what's the number  
25 for the record, Jeff? Could you --

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1 Q. So your original answer was inaccurate?

2 A. No. My original answer was correct. That  
3 is inaccurate.

4 MS. KEYES: Which is why we've since  
5 amended the -- and provided an amended answer to her  
6 Interrogatory No. 5.

7 Q. By the way, I didn't see any verification  
8 to your amended answers.

9 Did you note -- have your amended answers  
10 notarized?

11 A. I don't know. I've had several notary  
12 things to have to sign. I don't recall.

13 Q. Now, the Complaint that was filed in this  
14 case on your behalf --

15 A. Um-hum.

16 Q. -- also doesn't mention any construction or  
17 renovation. Were you aware of that?

18 A. I thought what we were just reading  
19 mentioned --

20 Q. That was your answer to interrogatory.  
21 Have you seen your Complaint, the lawsuit that was  
22 filed on your behalf?

23 A. I think I have. Yeah. I've seen so many  
24 different documents.

25 Q. I understand.

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1 MS. KEYES: Five.

2 MR. PORETZ: It's Interrogatory Answer  
3 No. 5.

4 MS. FISHER: Well, the question starts  
5 here (indicating).

6 A. Okay. And now what are you questioning  
7 here? The date?

8 Q. Correct.

9 A. Okay. And I -- I'm not sure what you're  
10 asking about.

11 Q. Yeah. I'm asking you in your original  
12 answers, you agreed that the dates you provided where  
13 there was construction ongoing from 1978 to 1985, you  
14 agreed with that, correct?

15 MS. KEYES: Objection. Again, it was  
16 a clerical error. It doesn't represent the  
17 information that Ms. Anderson had.

18 A. The construction or renovation that was  
19 done while I worked for civil service was ongoing.  
20 It occurred from the time I started civil service,  
21 which was in the '60s, and it went on just as an  
22 every -- everyday type of occurrence.

23 Now, perhaps the date here, I -- I might  
24 have assumed all of these answers were identical, you  
25 know. And so, you know, to me, that is not correct.

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1 Are you aware whether or not the Complaint  
2 mentions construction work? One way or the other,  
3 are you aware?

4 MS. FISHER: Objection. Form.

5 A. Construction, renovation. It could be  
6 something that's not a major construction going on,  
7 so I -- you know, I might not have considered it  
8 major construction. You know, putting up a partition  
9 to separate cubicles in rooms --

10 Q. We're going to get to that in a second.

11 A. Yeah.

12 Q. I'm just asking you about the lawsuit that  
13 you filed in this case. Were you aware whether or  
14 not the lawsuit alleges some type of exposure to  
15 construction work?

16 MS. FISHER: Objection. Form.

17 A. Okay. At this moment, I'm not aware of,  
18 you know, the specific thing you're asking.

19 Q. Now, you were diagnosed with mesothelioma  
20 in 2000 -- summer of 2006, correct?

21 MS. FISHER: Objection to form.

22 A. Yes.

23 Q. And you've been under the care of  
24 physicians since then?

25 A. Yes.

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1 Q. And you've always provided your doctor with  
2 a complete work history; is that fair to say?

3 MS. FISHER: Objection to form.

4 A. Doctor with a work history?

5 Q. Exposure history.

6 A. When I was diagnosed, they said I had nine  
7 months left to live unless I had an operation. So I  
8 just gave him all my medical history.

9 Now, as far as work history, we didn't have  
10 time to get into that.

11 Q. Did he take any -- did he take any type of  
12 occupational history?

13 MS. FISHER: Objection. Asked and  
14 answered.

15 Q. To your recollection?

16 A. I recall them asking me how I got  
17 mesothelioma.

18 Q. And what did you tell your physicians?

19 MS. FISHER: Objection to form.

20 A. I have no idea how I got it.

21 Q. All right.

22 A. I would like to know.

23 Q. Did your doctors tell you how they think  
24 you got it?

25 MS. FISHER: Objection to form.

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1 A. Through inhaling asbestos.

2 Q. Any particular time-period in your life  
3 that they think you got it?

4 MS. FISHER: Objection to form.

5 A. They have no way of knowing any more than I  
6 do.

7 Q. And I assume every time that a physician  
8 has asked you for any type of occupational history,  
9 you've always given them a full history to the best  
10 of your ability; is that fair to say?

11 MS. FISHER: Objection. Asked and  
12 answered.

13 A. In talking to all my doctors, I have  
14 basically concentrated on getting well and I have not  
15 discussed any of that type of information with them.

16 Q. You've always been honest with your  
17 physician, though?

18 MS. FISHER: Objection. Asked and  
19 answered.

20 A. Absolutely.

21 Q. Now, let me take you back a little bit to  
22 some of your work history that we discussed today.

23 A. Uh-huh.

24 Q. As I recall your testimony, most of your  
25 jobs have been office jobs; is that fair to say?

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1 A. Correct.

2 MS. FISHER: Objection to form.

3 Q. And when we say "office jobs" -- I just  
4 want to make clear. When you say "office jobs," you  
5 mean sitting at a desk?

6 MS. FISHER: Objection. Form.

7 A. Correct.

8 Q. Have you had any office jobs where you  
9 weren't primarily sitting at a desk?

10 A. No.

11 Q. Now, is it fair to say that you have a  
12 vague recollection of construction work at various  
13 points in time during your work history?

14 MS. FISHER: Objection. Form.

15 A. I want to be clear about the terms you're  
16 using. When you say "construction," that includes  
17 maintenance and --

18 Q. I'm sorry. Thanks for clarifying it. I do  
19 mean maintenance and what you've talked about today.

20 A. Yeah. I'm sorry. Ask that question one  
21 more time.

22 Q. Yeah. Is it fair to say that you have a  
23 vague recollection of construction work, as you just  
24 defined it?

25 MS. FISHER: Objection. Form.

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1 A. I remember it as ongoing, so I wasn't

2 paying attention. I would walk down a hall. I'd  
3 pass workers. They'd be doing their job. I recall  
4 it happening, but that's all I can tell you.

5 Q. You can't be specific in terms of the  
6 years --

7 MS. FISHER: Objection.

8 Q. Is that fair to say?

9 MS. FISHER: Objection to form.

10 A. I have a hard time remembering my birthday  
11 right now. I mean, I really can't.

12 Q. Do you remember any specific projects?

13 A. No. It was always acceptable that it was  
14 just a part of the norm, so I didn't pay that much  
15 attention to them.

16 Q. And these were partitions primarily when  
17 you were talking about construction earlier today?

18 A. Yeah. When they put walls up and make  
19 separate offices and things like that.

20 Q. Any other type of construction that you  
21 recall being around?

22 MS. FISHER: Objection. Asked and  
23 answered.

24 A. No. Just -- just mainly that type.

25 Q. Now, would you walk by this construction?

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1 A. Sure. To get to your offices.

2 Q. Now, where was your office in the various  
3 buildings? Did you have your own private office or  
4 did it depend on the job?

5 MS. FISHER: Objection. Form.

6 A. It depended on the job you had. It would  
7 either be out in the open with a lot of desks and  
8 everything was wide open.

9 Q. And when you worked, you had, I assume, a  
10 telephone?

11 A. Sometimes.

12 Q. And typewriter?

13 A. Sometimes.

14 Q. It looks like you did some -- did you do  
15 some financial or budget work for various jobs?

16 A. Right.

17 Q. Would there have been a calculator?

18 A. Yes.

19 Q. And those would have all been at your desk?

20 MS. FISHER: Objection. Form.

21 A. Yes. Depending upon the job I had.

22 Q. How -- how close were you to the  
23 construction work from where your various offices  
24 were located?

25 MS. FISHER: Objection. Form.

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1 A. I mean, it happened everywhere, so I don't  
2 know what kind of answer to give you. And I never  
3 paid attention to it.

4 Q. So you didn't pay close attention to the  
5 construction type work that was going on?

6 A. Only remembering that I would pass it, I  
7 would observe it; but that wasn't on my mind for that  
8 day.

9 Q. I assume you never helped out with the  
10 construction-related work?

11 A. No.

12 MS. FISHER: Objection. Form.

13 A. No.

14 Q. Do you remember any of the names of the  
15 construction workers or any of the companies that  
16 performed the construction?

17 MS. FISHER: Objection. Form.

18 A. I don't recall.

19 Q. Now, did you have a private office for any  
20 of the various jobs that you held?

21 MS. FISHER: Objection. Asked and  
22 answered.

23 A. Yeah. I -- depending upon the job.

24 Q. Do you remember what time period -- just a  
25 rough time period when you had a private office?

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1 A. That was in the latter part of my work.

2 However, when I had a private office, I was usually a  
3 supervisor and had to go out into the open spaces  
4 with the employees I supervised.

5 Q. Do you -- do you remember -- are you  
6 associating asbestos-containing products at any of  
7 the various construction jobs that --

8 MS. FISHER: Objection to form.

9 Q. -- you've testified to today?

10 A. Well, there were only three names that I  
11 could recollect as being familiar to me. And it was  
12 in passing, but that's all I can tell you.

13 Q. Okay. What three names?

14 A. It was the Bondex, the -- give me just a  
15 second.

16 MS. FISHER: Do you need --

17 A. -- US Gypsum and the Pacific.

18 MS. FISHER: Are you okay?

19 THE WITNESS: Yeah.

20 MS. KEYES: Ms. Anderson, are you  
21 okay?

22 THE WITNESS: Yeah. I'm okay.

23 MS. KEYES: Do you want to take a  
24 break? You seem in distress.

25 THE WITNESS: Yeah. I'm okay. I'm

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1 just trying to remember so many different pieces of  
2 information.

3 MS. FISHER: Take as much time as you  
4 need.

5 A. But the Bondex and the PBG is what I  
6 remembered immediately.

7 Q. P -- what's the name?

8 A. PBG?

9 Q. PBG?

10 A. Um-hum.

11 Q. Could it be USG?

12 A. USG. I'm sorry.

13 Q. Was USG the product that you remember  
14 seeing the most of the three?

15 A. No. I just remember those three as  
16 products when I would pass and the workers were  
17 either mixing them up or --

18 Q. Describe what you recall the workers doing.

19 A. Vaguely, this is what I remember. In  
20 remembering the names, I -- I -- I try to remember  
21 from all the names that could possibly be available,  
22 what do I recall. These are the only three that are  
23 familiar to me.

24 I recall either powder form, which was then  
25 put into either a pail and then mixed. And on a

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1 couple of them, I can't tell you whether it was  
2 powder form or like a paste already in a container,  
3 because usually it ended up in a container to be  
4 applied.

5 Q. Do you remember which one of the three  
6 products were -- contained a powder form?

7 A. No, I can't.

8 Q. Do you associate any particular product  
9 during any particular time period in your work  
10 history where these products were used?

11 A. No. I just remember during my work period  
12 that I remember those names.

13 Q. And you don't remember any of the workers  
14 by name?

15 MS. FISHER: Objection. Asked and  
16 answered.

17 A. No.

18 Q. You don't remember any of the companies  
19 that performed the work by name?

20 MS. FISHER: Objection. Asked and  
21 answered.

22 A. No. That wasn't anything I was interested  
23 in.

24 Q. Do you remember any of your coworkers at  
25 any of your jobs where these three products were

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1 used?

2 MS. FISHER: Objection. Form.

3 A. No. Because if I don't recall where it  
4 happened or where I remembered this going on, you  
5 know, I can't -- you know, I can't tell you which  
6 coworkers, and I have not had any contact with these  
7 coworkers for years.

8 Q. I take it when you walked into the various  
9 buildings, you would pass this construction work when  
10 it was ongoing, correct?

11 MS. FISHER: Objection.

12 You can answer.

13 A. Yeah. I -- I had to walk past it to  
14 observe it.

15 Q. And then you would go to your desk,  
16 correct?

17 MS. FISHER: Objection. Asked and  
18 answered.

19 A. Yes.

20 Q. And in some of your jobs, you had a door,  
21 correct?

22 MS. KEYES: Objection.

23 MS. FISHER: Objection. Form.

24 A. Yeah. Although I never had the door  
25 closed.

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1 Q. Do you remember ever having any dust on the  
2 calculators or phones or any of the --

3 A. Well, whenever there was construction or  
4 maintenance in this case, there was always dust and  
5 dirt.

6 Q. And you're saying that would get on your  
7 phone?

8 A. I can't remember if it got on my phone. I  
9 just know that they were always cleaning up and  
10 sweeping up every time they finished.

11 Q. Do you remember ever complaining about the  
12 construction?

13 MS. FISHER: Objection. Form.

14 A. I never complained, because I never thought  
15 anything of it. I thought it was a part of doing a  
16 dirty construction job.

17 Q. Do you know what the dust -- what the dust  
18 was comprised of?

19 MS. FISHER: Objection to form.

20 Q. Where it came from?

21 A. I have no way of knowing that. I know they  
22 sanded the -- the walls before they, you know,  
23 painted them.

24 Q. What do you mean "they sanded the walls"?

25 A. When they put this mud on the walls. And

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1 they would come back and they would sand it before  
2 they paint it.

3 Q. Would they sand the walls the same day that  
4 they put the mud on?

5 A. No. It had to dry.

6 Q. So it would dry. And tell me what you  
7 remember the workers doing.

8 A. I didn't watch them all the time. I may  
9 come in to work at one phase of their operation, go  
10 home in another phase. And I -- I was only  
11 interested in getting my job done and getting home.

12 Q. How long would the various projects take?

13 MS. FISHER: Objection. Form.

14 A. I never paid attention to the length of  
15 time. But, normally, they -- they didn't take a  
16 great deal of time just to do that sort of work.

17 Q. When you say not a great deal of time, you  
18 mean a couple of hours, a couple of days, a couple of  
19 weeks?

20 MS. FISHER: Objection to form.

21 A. No. It depends upon whether they were  
22 putting up partitions or how big a project they were  
23 working on. Some would be minor and, you know, a day  
24 or two maybe and, you know, maybe some others took a  
25 little longer.



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1 Q. Now, would the partitions be made of metal?  
 2 MS. FISHER: Objection to form.  
 3 A. To my knowledge, they were made of wood,  
 4 like two-by-fours.  
 5 Q. Other than partitions, do you remember any  
 6 other type of construction work?  
 7 MS. FISHER: Objection. Form.  
 8 A. Not that I recall.  
 9 Q. And you were at the Fifth Naval District  
 10 Headquarters, I think you said, as a temporary job;  
 11 is that correct?  
 12 A. Yes.  
 13 Q. And I think you said -- I forget the  
 14 months -- was it about six months or so?  
 15 A. I think that was probably --  
 16 Q. Roughly?  
 17 A. Roughly, six to nine months.  
 18 Q. And you don't recall any specific  
 19 construction at that job, correct?  
 20 MS. FISHER: Objection. Asked and  
 21 answered.  
 22 A. I honestly can't -- can't say because I  
 23 never paid attention to these things going on.  
 24 Q. How large of a building was that?  
 25 A. It was a rather large building. It was a

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1 headquarters building.  
 2 Q. And do you remember where your office was  
 3 in that building?  
 4 MS. FISHER: Objection. Form.  
 5 A. Probably the center of the building.  
 6 Q. You don't remember what floor?  
 7 A. No.  
 8 Q. Now, at the Oceana job, was that also a  
 9 large building?  
 10 A. The operator one was in the headquarters  
 11 building.  
 12 Q. Also large?  
 13 A. Yes.  
 14 Q. And do you remember what floor you were on  
 15 in that?  
 16 A. It was a two-story building. I want to say  
 17 I was on the first floor.  
 18 Q. And the Dam Neck training building, was  
 19 that a large building?  
 20 MS. FISHER: Objection. Form.  
 21 A. It wasn't real large; but it was, you know,  
 22 a good-sized building.  
 23 Q. And do you remember what floor you were on  
 24 in that building?  
 25 A. That only had one floor.

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1 Q. The same with the public health building --  
 2 hospital, rather; is that a large hospital?  
 3 MS. FISHER: Objection. Form.  
 4 A. Back then. Compared to hospitals today, I  
 5 would say that that was a pretty good size. It was  
 6 very, very old. It was mainly for the Coast Guard  
 7 and things like that.  
 8 Q. When this construction work was ongoing,  
 9 would -- would they open up the windows to ventilate?  
 10 MS. FISHER: Objection. Form.  
 11 A. I never paid attention to it.  
 12 Q. So you don't know one way or the other?  
 13 A. No, I don't.  
 14 MS. FISHER: Objection. Form.  
 15 Q. What were your hours at the various jobs?  
 16 Were they consistently the same?  
 17 MS. FISHER: Objection. Form.  
 18 A. Usually they were the same; 7:00 to 3:00,  
 19 8:00 to 4:00.  
 20 Q. Do you remember what time the construction  
 21 workers would work various jobs?  
 22 MS. FISHER: Objection to form.  
 23 A. Normally -- normally the same hours.  
 24 Q. Would you eat at your desk?  
 25 A. Yes.

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1 Q. Is that a yes?  
 2 A. Yes.  
 3 Q. Your earlier time -- your earlier part of  
 4 your work history, were the windows open throughout  
 5 the buildings in the summertime?  
 6 MS. FISHER: Objection. Form.  
 7 A. No.  
 8 Q. Was there A/C?  
 9 MS. FISHER: Objection.  
 10 Q. A/C, air conditioning?  
 11 A. Yes. Yes.  
 12 Q. Now, can you describe the packaging on the  
 13 various types of -- I think you've called it mud. Do  
 14 you remember the size of the various products or  
 15 packages?  
 16 MS. FISHER: Objection. Form.  
 17 A. I don't recall the size. I recall bags or  
 18 boxes and also buckets. Now, whether those buckets  
 19 were a result of the bags or the boxes being put into  
 20 the buckets, I couldn't tell you.  
 21 Q. Do you remember the -- the color of the  
 22 buckets?  
 23 MS. FISHER: Objection. Form.  
 24 A. It just seems to me like plastic buckets.  
 25 (MR. ZIOGAS EXITS THE CONFERENCE ROOM.)

Page 166

1 Q. Yeah. But do you remember the color of the  
2 buckets?

3 A. No.

4 MS. FISHER: Objection. Asked and  
5 answered.

6 Q. Do you remember any lettering on the  
7 package or the buckets, rather?

8 MS. FISHER: Objection. Form.

9 A. In identifying the three items that are  
10 familiar to me, I can't honestly say one was in a  
11 bag, a bucket or a box. Eventually, they all ended  
12 up in a bucket and were mixed if they were powders.

13 Q. Do you believe that these three products  
14 contained asbestos?

15 MS. FISHER: Objection. Form.

16 A. It's hard for me to say. But this is the  
17 only thing that I can come up with that could  
18 possibly have caused my problem. I've always worked  
19 all my life and it's always been in these jobs. I  
20 haven't had any reason at home to have this problem.

21 Q. You haven't worked personally with any of  
22 these products?

23 MS. FISHER: Objection. Form.

24 Q. Correct?

25 A. Correct.

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1 Q. Other than your lawyers, has anybody ever  
2 told you that these products contained asbestos?

3 MS. FISHER: Objection. Form.

4 A. No one has ever had a reason to talk to me  
5 about the product until I was diagnosed.

6 Q. Have you told your doctors that you were  
7 around these products?

8 MS. FISHER: Objection to form.

9 A. As I said before, I did not get into the  
10 specific-work area, except they asked me what could  
11 have caused your problem. I said, the only thing  
12 would have been my father and my work history.

13 Q. You told your physicians?

14 A. Yes.

15 Q. And you told your physicians your work  
16 history may have been part of the cause?

17 MS. FISHER: Objection. Asked and  
18 answered.

19 A. Absolutely. They are the only -- only two  
20 areas.

21 Q. Did you identify these three products to  
22 your physicians?

23 MS. FISHER: Objection. Form.

24 A. We didn't get into that. We got into the,  
25 how long you're going to live and you got to have an

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1 operation right away, and that was more important to  
2 me than worrying about what caused it.

3 Q. In the various construction jobs, were  
4 there any other asbestos-containing products, other  
5 than the three that you mentioned today, that you  
6 were around that you can think of?

7 MS. FISHER: Objection. Form.

8 A. These are the only three that I can  
9 recollect. And I did a lot of recollecting, because  
10 I didn't want to come up with a name that wasn't  
11 familiar to me.

12 Q. I understand you would not spend a lot of  
13 time observing the construction workers doing their  
14 job; is that fair to say?

15 MS. FISHER: Objection. Form.

16 A. Correct.

17 Q. Could you describe the sanding process to  
18 me? Did you observe that?

19 MS. FISHER: Objection. Asked and  
20 answered.

21 A. I would -- I would see sanding and it would  
22 either be done with a hand -- like a hand trowel or  
23 on a pole if it was high up. And it would create  
24 dust or whatever or mess.

25 Q. Did they use tape?

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1 A. Use tape for...

2 Q. Any of the sanding, before the sanding,  
3 after the sanding?

4 MS. FISHER: Objection. Objection to  
5 form.

6 A. I don't recall. I just remember the -- the  
7 part where they -- where they used the mud. I had --  
8 I recall seeing a roll of tape about so big  
9 (indicating) about six inches or four inches; but I  
10 wasn't aware of if that went on the wall or not.

11 Q. Do you remember any of your -- any of your  
12 coworkers at the Fifth Naval District?

13 MS. FISHER: Objection. Asked and  
14 answered.

15 (MR. BURNS EXITS THE CONFERENCE ROOM.)

16 A. No. That's 40, 50 years ago.

17 Q. I know. Do you remember any coworkers at  
18 Oceana?

19 MS. FISHER: Objection. Asked and  
20 answered.

21 A. No. The ones I remember passed on.

22 Q. How about at Dam Neck training?

23 MS. FISHER: Objection. Asked and  
24 answered.

25 A. I remember them, but they were military and

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1 they moved, so I have no idea, you know.

2 Q. Do you recall any of their names even  
3 though they've moved?

4 MS. FISHER: Objection. Asked and  
5 answered.

6 (MR. BURNS ENTERS THE CONFERENCE ROOM.)

7 A. I really don't.

8 Q. The same question for the Public Health  
9 Hospital.

10 MS. FISHER: Objection. Asked and  
11 answered.

12 A. No. I had a supervisor and she's passed  
13 on, so I don't.

14 (MR. ZIOGAS ENTERS THE CONFERENCE ROOM.)

15 Q. How about at the Naval Air Station?

16 MS. FISHER: Objection. Asked and  
17 answered.

18 A. No, I don't.

19 Q. Human Resource Management Center?

20 MS. FISHER: Objection. Asked and  
21 answered.

22 A. No.

23 Q. CINT?

24 MS. FISHER: Objection. Asked and  
25 answered?

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1 A. Yes.

2 Q. -- from approximately '80 to '85?

3 A. Yes.

4 Q. Any coworkers that you recall from that  
5 time period?

6 MS. FISHER: Objection. Asked and  
7 answered.

8 A. No. There was a lot of turnover with civil  
9 service. Every time a promotion came up, you would  
10 move on to another place to get a higher grade. And  
11 so, you know, there weren't a lot of...

12 Q. So from 1960 until about 1985, the only  
13 name that you recall is Adam Hershburger?

14 MS. FISHER: Objection. Asked and  
15 answered.

16 A. Commander Hershburger.

17 Q. Commander Hershburger. I'm sorry.

18 A. That's the only one I remember clearly.

19 Q. And you remember these three products?

20 A. Yes.

21 MR. PORETZ: That's all I have. Thank  
22 you.

23 THE WITNESS: Okay.

24 MS. KEYES: We have about 15 more  
25 minutes.

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1 A. No.

2 Q. Do you recall any coworkers at the naval  
3 station?

4 A. No.

5 Q. How about at the Atlantic Fleet  
6 Headquarters?

7 MS. FISHER: Objection. Asked and  
8 answered.

9 A. I remember the commander I worked for.

10 Q. Okay. Who was that?

11 A. His name is Hershburger, but that's all I  
12 remember about him.

13 Q. Do you know how to spell that?

14 A. H-e-r-s-h-b-u-r-g-e-r, I believe.

15 Q. Do you know if he's still alive?

16 A. I doubt it. He was -- he would be in his  
17 80s or, you know, if he is alive. And he was a heavy  
18 smoker and drinker.

19 Q. Civil service?

20 MS. FISHER: Objection. Asked and  
21 answered.

22 A. Military.

23 Q. No. I'm sorry.

24 You worked at -- in civil service in the  
25 District of Columbia --

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1 MR. NASEEM: One quick question.

2 CROSS-EXAMINATION

3 BY MR. NASEEM:

4 Q. Ms. Anderson, good afternoon. I just have  
5 one quick question.

6 Have you been vaccinated for polio or do  
7 you know if you've been vaccinated for polio?

8 A. I believe I have been.

9 Q. Do you know when you were vaccinated?

10 A. Oh, golly. When I was very young.

11 Q. Very young?

12 A. Yeah.

13 Q. Do you think shortly after you were born  
14 or --

15 A. This reminds me (indicating) of getting --  
16 getting the polio vaccine.

17 Q. Okay. So but would it be fair to say  
18 before 1950?

19 MS. FISHER: Objection. Form.

20 A. I would say so.

21 MR. NASEEM: Thank you very much.

22 MR. BURNS: I have a few questions;  
23 but do you want to go, Josh, or --

24 MR. BENNETT: You can -- you just go.

25 MS. FISHER: How long do you think you

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1 guys have?  
 2 MR. COOK: Hopefully, three minutes  
 3 for my questions.  
 4 MS. FISHER: Okay.  
 5 MR. BENNETT: Mine won't be much more  
 6 than that.  
 7 MS. FISHER: Are you -- are you okay?  
 8 THE WITNESS: I'm fine. I'm fine, as  
 9 long as I can --  
 10 MR. STURM: We -- we might finish  
 11 today.  
 12 MS. KEYES: Okay. I'll have -- we're  
 13 going to have some examination. Okay.  
 14 CROSS-EXAMINATION  
 15 BY MR. COOK:  
 16 Q. Ma'am, you had mentioned some travel that  
 17 you did.  
 18 A. Yes.  
 19 Q. And I was just curious what countries  
 20 you've traveled to.  
 21 A. When my husband was in NATO --  
 22 Q. Um-hum.  
 23 A. -- we traveled all of Europe.  
 24 Q. Have you ever been to Greece?  
 25 A. No.

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1 Q. Turkey?  
 2 A. No.  
 3 Q. Depending on the time period; Bosnia,  
 4 Yugoslavia?  
 5 A. No.  
 6 Q. What other -- what European countries have  
 7 you been to?  
 8 A. England, France, Belgium, Spain, Germany.  
 9 And I'm sure there are plenty of others I've been to.  
 10 I just -- but those did not ring a bell, the ones you  
 11 mentioned.  
 12 Q. Okay. I would like to talk -- I have a few  
 13 questions for you with respect to the construction  
 14 work that you remember.  
 15 A. Um-hum.  
 16 Q. And is it correct for the three names that  
 17 you associate with construction work that one product  
 18 may have been at one site and another product may  
 19 have been at a different site?  
 20 MS. FISHER: Objection to form.  
 21 A. I remember those names, but I do not  
 22 remember which one was where.  
 23 Q. Okay. And you also can't say that there  
 24 would be two or three of those product names at the  
 25 same given site?

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1 MS. FISHER: Objection. Form.  
 2 Q. Is that correct?  
 3 A. To my recollection, there would only be one  
 4 specific one at the specific site.  
 5 Q. Okay. Can you tell me a -- I think I know  
 6 the answer, but I have to ask the question anyway.  
 7 Can you tell me a specific year or years  
 8 that you would have observed a particular product at  
 9 one of these construction sites?  
 10 MS. FISHER: Objection. Asked and  
 11 answered.  
 12 A. It was an ongoing process. I have no time  
 13 period for any -- any of them.  
 14 MR. COOK: I think that's all the  
 15 questions I have then. Thank you, ma'am.  
 16 THE WITNESS: Okay.  
 17 MR. BENNETT: Ma'am, my name is Josh  
 18 Bennett. I'm from Winston-Salem. I've just got a  
 19 few questions about the construction work again.  
 20 THE WITNESS: Sure.  
 21 CROSS-EXAMINATION  
 22 BY MR. BENNETT:  
 23 Q. In answering some other attorneys'  
 24 questions about the construction work and the  
 25 products that you associated with that, you -- you

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1 said that you recollect and you -- you remember three  
 2 certain names, one of them being Bondex.  
 3 What is it that you remember about -- what  
 4 is it about Bondex that makes that word pop into your  
 5 head?  
 6 MS. FISHER: Objection to form.  
 7 A. It's just an easy name to remember. If  
 8 given anything about the different products, the  
 9 Bondex to me appeared to be more in a powder form  
 10 than in a paste or liquid -- you know, a paste form.  
 11 That's all I can remember about Bondex. Just the  
 12 name and trying to remember, you know, anything else  
 13 about it.  
 14 Q. Well, where -- where did you get that name?  
 15 MS. FISHER: Objection. Form.  
 16 A. Where did I get it?  
 17 Q. Yes, ma'am?  
 18 A. (Witness gestures.)  
 19 Q. Well, all right. Let me -- let me --  
 20 MS. KEYES: Let -- let the record  
 21 reflect that the witness pointed to her head.  
 22 THE WITNESS: I'm sorry.  
 23 A. I was asked to try to recollect over my  
 24 work history what possible names that I could  
 25 remember, and any type of, you know, construction

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1 work like this.

2 Q. Well, I think I can get a little more  
3 specific about what I'm trying to get at.

4 A. Okay.

5 Q. If you -- and just as background to this  
6 question, if you were to ask me, do you remember  
7 working with or around a Microsoft product --

-8 A. Um-hum.

9 Q. -- I'd say I remember it, and the reason I  
10 remember it is because every time I turn on my  
11 computer, I see the word "Microsoft" pop up.

12 So what memories do you have of Bondex  
13 products that makes you think that you were around  
14 them?

15 MS. FISHER: Objection. Form.

16 A. Everybody has a different memory. I have  
17 phases, I can remember when I was 2 years old being  
18 in a hospital in a car wreck. So that -- for some  
19 reason, I don't remember other things after that.  
20 But when I tried to recollect names, those were the  
21 names that were familiar to me.

22 Q. Have you ever been -- before, say, 1980,  
23 did you ever go into a hardware store?

24 MS. FISHER: Objection. Form.

25 A. Before 1980. I probably did.

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1 Q. From the answers you've given, I think I  
2 know the answer to most of these questions, so I'm  
3 going to tighten it up.

4 But I'm assuming you can't tell me what  
5 type of -- what specific type of packaging the Bondex  
6 product you remember came in.

7 MS. FISHER: Objection. Form, asked  
8 and answered.

9 A. Well, I had answered that a minute ago. I  
10 basically said, to my knowledge, that's the only one  
11 that stands out that could have possibly been in a  
12 powder form, either a bag or a box.

13 Q. And you did answer that and I asked it  
14 wrong.

15 What -- what -- what was that powder  
16 encased in? What did it -- was it a bag or a box or  
17 a tub or a --

18 MS. FISHER: Objection. Form, asked  
19 and answered.

20 A. What I was saying is that, to my knowledge,  
21 it was in a bag or a box. Now, it may have ended up  
22 in a tub after being prepared. But that's the only  
23 one of the three that I remember being in a powder  
24 form, you know, more clearly than the other two.

25 Q. Do you remember -- do you remember what the

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1 color of that bag or box was?

2 MS. FISHER: Objection. Form, asked  
3 and answered.

4 A. Only the powder.

5 Q. You only remember the color of the powder,  
6 not the bag or the box?

7 A. Right.

8 Q. Do you -- so you don't remember the color  
9 of the words printed on that bag or box?

10 MS. FISHER: Objection. Asked and  
11 answered.

12 A. No.

13 Q. Okay. And you don't remember the font of  
14 any of the letters printed on the bag or box?

15 MS. FISHER: Objection. Asked and  
16 answered.

17 A. No, I don't.

18 Q. Do you remember if there was anything else  
19 written on those bags or boxes?

20 MS. FISHER: Objection. Asked and  
21 answered.

22 A. As I say, that wasn't my -- my real focus.

23 Q. It's fair to say when this work was going  
24 on, this wasn't work that you would go stand around  
25 and watch happen, was it?

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1 MS. FISHER: Objection to form. Asked  
2 and answered.

3 A. I have no idea. If it was close by and you  
4 saw workers doing something and you took a lunch  
5 break or a break, you might have passed by and spoke  
6 to them. So, you know, I can't tell you anything  
7 more than that.

8 Q. On your work history sheets that were, I  
9 think, Exhibit A -- can you pull those up real quick?

10 On Exhibits B through, I believe, G, of the  
11 work history sheets, specifically there's the word  
12 "Bondex" and then there's a -- an X under the word --  
13 under the words "worked with." You've never worked  
14 on Bondex -- worked with Bondex, have you?

15 MS. FISHER: Objection to form.

16 A. No. I just thought this meant worked with  
17 it or around it.

18 Q. Did the workers who were doing the  
19 construction, did they wear masks or respiratory  
20 equipment?

21 MS. FISHER: Objection to form.

22 A. I don't recollect.

23 MR. BENNETT: I think that's all I  
24 have. Thank you, Ms. Anderson.

25 MS. FISHER: Okay.

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1 MS. KEYES: What time do we have?  
 2 MR. RAINSFORD: I've got -- can I get  
 3 in four quick questions?  
 4 MS. KEYES: If you can get them in in  
 5 five minutes, go for it.  
 6 MR. RAINSFORD: I think I can. They  
 7 are not terribly open-ended questions.  
 8 MS. FISHER: Can you go five more  
 9 minutes?  
 10 THE WITNESS: Yeah. Yeah.  
 11 CROSS-EXAMINATION  
 12 BY MR. RAINSFORD:  
 13 Q. Ms. Anderson, good afternoon. My name is  
 14 Todd Rainsford. It's a pleasure seeing you here  
 15 today.  
 16 A. Um-hum.  
 17 Q. I was wondering, we've asked this question  
 18 about your first husband, your father and your sons;  
 19 but I was wondering if your second husband, Andy,  
 20 ever did any car repair work at all.  
 21 A. No.  
 22 Q. Okay. Going to the construction work that  
 23 you saw done, do you recall the color of the mud you  
 24 claim to have seen at various job sites?  
 25 A. When they applied it on the walls, it was

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1 white.  
 2 Q. And when they applied the mud, was it sort  
 3 of wet and glistening-looking material or --  
 4 MS. FISHER: Objection to form.  
 5 A. Well, I don't know if you call it  
 6 "glistening." It was wet mud until it dried.  
 7 Q. The construction workers who did some of  
 8 this work, did you see construction workers working  
 9 both inside and outside the buildings?  
 10 A. Only on the inside.  
 11 Q. So you never saw any construction done on  
 12 the outside of any of the buildings you worked in?  
 13 MS. FISHER: Objection. Asked and  
 14 answered.  
 15 A. No.  
 16 Q. And the construction workers you saw  
 17 working inside with this mud, would they sort of  
 18 cordon themselves off, put some sort of cloths or  
 19 plastic sheets or anything like that to put some  
 20 distance between themselves and other people working  
 21 in the building?  
 22 MS. FISHER: Objection. Form.  
 23 A. I don't recall. I know back in the old  
 24 days, you know, things were done a lot different than  
 25 maybe the way they do them today; but I really don't

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1 recall.  
 2 Q. I was also wondering with regard to the  
 3 time period you worked from 1962 to 1980, you said  
 4 you didn't recall any of your coworkers from that  
 5 time period. Did you make friends with anyone that  
 6 you worked with at that time and have kept in touch  
 7 with any of those people?  
 8 MS. FISHER: Objection. Form.  
 9 A. No.  
 10 MR. RAINSFORD: That's all I have.  
 11 Thank you, ma'am. I appreciate it.  
 12 THE WITNESS: Okay.  
 13 MS. KEYES: Okay. I think it's --  
 14 it's 2:30. I don't know who else has questions, but  
 15 we can just resume tomorrow at 10:00.  
 16 MR. STURM: Okay.  
 17 MS. KEYES: Okay. And Ms. Anderson  
 18 has a similar treatment schedule tomorrow that will  
 19 require her to leave at approximately 2:30. But I  
 20 think we can get it done, including the video,  
 21 tomorrow; which, you know, will be good for all of  
 22 us, I think.  
 23 MR. STURM: We can go off the record.  
 24 (DEPOSITION ADJOURNED AT 2:29 P.M. TO RESUME AT  
 25 10:00 A.M., JANUARY 11, 2007.)

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1 STATE OF NORTH CAROLINA )  
 SS:  
 2 COUNTY OF WAKE ) VOLUME I  
 3  
 4 I, BARBARA ANNE ANDERSON, declare under  
 5 penalties of perjury under the State of North Carolina  
 6 that the foregoing is true and correct.  
 7 Executed on this \_\_\_\_\_ day of  
 8 \_\_\_\_\_, 2007, at \_\_\_\_\_, North  
 9 Carolina.  
 10  
 11  
 12  
 13 BARBARA ANNE ANDERSON  
 14  
 15 This deposition was signed in my presence by  
 16 \_\_\_\_\_, on the \_\_\_\_\_ day of  
 17 \_\_\_\_\_, 2007.  
 18  
 19  
 20  
 21  
 22 Notary Public  
 23 My Commission expires:  
 24  
 25

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## 1 TRANSCRIPTION CORRECTIONS

2 CASE NAME: BARBARA ANNE ANDERSON v. ALFA LAVAL, INC.,  
et al.

3 CASE NO.: 760CL06006790-00

WITNESS NAME: BARBARA ANNE ANDERSON - VOLUME I

4 DATE: \_\_\_\_\_

5 PAGE LINE READS SHOULD READ

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## 1 CERTIFICATE

2 I, RANAE McDERMOTT, RMR, CRR, a Notary Public

3 in and for the State of North Carolina, do hereby

4 certify that there came before me on January 10, 2007,

5 the person hereinbefore named, who had been previously

6 sworn to testify to the truth and nothing but the truth

7 of his knowledge concerning the matters in controversy

8 in this cause; that the witness was thereupon examined

9 under oath, the examination reduced to typewriting

10 under my direction; and the transcript is a true record

11 of the testimony given by the witness.

12 I further certify that I am neither attorney

13 or counsel for nor related to or employed by, any

14 attorney or counsel employed by the parties hereto or

15 financially interested in the action.

16 This the 20th day of January, 2007.

17

18

RANAE McDERMOTT, NOTARY PUBLIC

Notary No. 1997112018

19

20

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25